

*Holmes*

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE WESTERN DISTRICT OF TEXAS  
3 AUSTIN DIVISION

4  
5 CURTIS GRAVES ET AL  
6 VERSUS CIVIL ACTION NO. A-71-CA-142  
7 BEN BARNES ET AL  
8  
9 DIANA REGESTER ET AL  
10 VERSUS CIVIL ACTION NO. A-71-CA-143  
11 BOB BULLOCK ET AL  
12  
13 JOHNNY MARRIOTT ET AL  
14 VERSUS CIVIL ACTION NO. A-71-CA-144  
15 PRESTON SMITH ET AL  
16  
17 VAN HENRY ARCHER, JR.  
18 VERSUS CIVIL ACTION NO. A-71-CA-145  
19 PRESTON SMITH ET AL  
20  
21 APPEARANCES:  
22  
23 CIVIL ACTION NO. A-71-CA-142, CURTIS GRAVES ET AL  
24 VERSUS BEN BARNES ET AL  
25

LINDA KIDD  
CERTIFIED COURT REPORTER  
RI 8-2341  
DALLAS, TEXAS

HON. STEWART M. WELKIN and C. GENEVIEVE BRYANT  
 HON. DAVID E. BERG  
 American Civil Liberties Union of RUST 1971  
 2012 First National Life Building  
 Houston, Texas ~~NOTE: VICE MURKIN~~

## ATTORNEYS FOR PLAINTIFFS

HON. CHARLES J. WILSON  
 Assistant County Attorney  
 Harris County Courthouse  
 Houston, Texas 77002

ATTORNEY FOR THE DEFENDANT  
 COMMISSIONERS' COURT OF  
 HARRIS COUNTY, TEXAS

HON. WARDLOW LANE, II  
 HON. SAMUEL D. McDANIEL  
 HON. PAT BAILEY and  
 HON. LEWIS JONES  
 Assistant Attorneys General  
 P. O. Drawer 12548  
 Capitol Station  
 Austin, Texas 78711

(Present)

ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET AL

CIVIL ACTION NO. A-71-CA-143, DIANA REGESTER ET ALVERSUS BOB BULLOCK ET AL

HON. OSCAR H. MAUSY ~~ATTY FOR~~  
 Mullinax, Wells, Mausy & Baab, Inc.  
 1601 National Bankers Life Building  
 Dallas, Texas 75201

(Present)

HON. JOHN E. COLLINS  
 Korioth & Collins  
 500 West 13th Street  
 Austin, Texas 78701

(Present)

~~ATTORNEYS FOR PLAINTIFFS~~

1 **APPEARANCES (Continued):**

2 HON. RONALD L. CLOWER  
 3 Clover & Stanford  
 4 1212 San Jacinto  
 5 Dallas, Texas 75202

6 **ATTORNEYS FOR INTERVENORS**  
 7 **DICK REED ET AL**

8 HON. JOHN L. ROACH  
 9 Roach and Robertson  
 10 2620 Republic National Bank Tower  
 11 Dallas, Texas 75201

12 **ATTORNEYS FOR INTERVENORS**  
 13 **MEMBERS OF THE REPUBLICAN**  
 14 **PARTY OF DALLAS**

15 HON. R. JAMES GEORGE, JR.  
 16 Graves, Dougherty, Gee, Heron, Moody & Garwood  
 17 204 Austin National Bank Building  
 18 Austin, Texas 78701

19 **ATTORNEY FOR INTERVENORS**  
 20 **STATE REPUBLICAN PARTY AND**  
 21 **SMITH COUNTY REPUBLICAN PARTY**

22 HON. DAVID R. RICHARDS  
 23 Attorney at Law  
 24 600 West 7th Street  
 25 Austin, Texas 78701

26 **ATTORNEY FOR PLAINTIFFS AND**  
 27 **INTERVENORS AFL-CIO ET AL**

28 HON. E. BRICE CUNNINGHAM  
 29 Attorney at Law  
 30 Room 202, 2606 Forest Avenue  
 31 Dallas, Texas 75215

32 **ATTORNEY FOR INTERVENORS**  
 33 **GEORGE L. ALLEN ET AL**

## 1 APPEARANCES (Continued):

2 HON. C. B. BUMBLEY, JR. (Present)  
 Attorney at Law  
 3318 South Oaklawn  
 Dallas, Texas

3 ATTORNEYS FOR INTERVENORS  
 4 GEORGE L. ALLEN, BENNETT J.  
 CONRAD AND ZAN WESLEY HOLLYS,  
 JR.

5 HON. WALTER IRVING  
 Attorney at Law  
 6 301 North Market Street  
 Dallas, Texas 75202

7 HON. CLEO STEELE  
 Attorney at Law  
 8 2818 Pennsylvania  
 Dallas, Texas 75215

9 ATTORNEYS FOR INTERVENORS  
 THELMA WASHINGTON ET AL

10 HON. ED IDAR, JR., and  
 HON. GEORGE KORNEL

11 Attorneys at Law  
 12 319 Aztec Building  
 San Antonio, Texas 78205

13 HON. FRANK HERNANDEZ (Present)  
 Hernandez, Cazorla & Alexander  
 14 300 Southwest Building  
 Dallas, Texas 75202

15 ATTORNEYS FOR INTERVENORS  
 JOE BERNAL ET AL

16 HON. WARLOW LANE, II (Present)  
 HON. SAMUEL D. McDANIEL  
 HON. PAT BAILEY and RUTH  
 HON. LEWIS JONES  
 Assistant Attorneys General  
 P. O. Drawer 12548  
 Capitol Station  
 Austin, Texas 78711

17 ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET AL

**APPEARANCES (Continued):**

HON. WILL DAVIS  
 Heath, Davis & McCalla  
 202 Perry-Brooks Building  
 Austin, Texas 78701

HON. EARL LUNA (Present)  
 Attorney at Law  
 1002 Dallas Federal Savings Building  
 Dallas, Texas 75201

**ATTORNEYS FOR DEFENDANT**  
**ROY ORR**

**CIVIL ACTION NO. A-71-CA-144, MARRIOTT ET AL VERSUS****PRESTON SMITH ET AL**

HON. ROBERT M. GREENBERG and  
 HON. JOHN CURTIS WHITE (Present)  
 1105 Mercantile Securities Building  
 Dallas, Texas 75201

**ATTORNEYS FOR PLAINTIFFS**

HON. JOHN L. ROACH  
 Roach and Robertson  
 2620 Republic National Bank Tower  
 Dallas, Texas 75201

**ATTORNEY FOR INTERVENORS**  
**MEMBERS OF THE REPUBLICAN**  
**PARTY OF DALLAS**

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 HON. SAMUEL D. McDANIEL  
 HON. PAT BAILEY and  
 HON. LEWIS JONES  
 Assistant Attorneys General  
 P. O. Drawer 12548  
 Capitol Station  
 Austin, Texas 78711

**ATTORNEYS FOR DEFENDANTS**  
**STATE OF TEXAS ET AL**

LINDA EISD  
 CERTIFIED COURT REPORTER  
 RI 8288  
 DALLAS, TEXAS

## 1 ATTACHMENTS (Continued):

## 2 CIVIL ACTION NO. A-71-CA-145, VAN HENRY ARCHER ET AL.

## 3 ET AL VERSUS PRESTON SMITH ET AL

4 HON. NATHAN W. KASON  
 5 HON. J. DOUGLAS McGUIRE  
 6 400 Alamo National Building  
 7 San Antonio, Texas 78205  
 8 JOSET SAYRE SMITH

## 9 ATTORNEYS FOR PLAINTIFFS

10 HON. MARLOW LANE, JR. (Present)  
 11 HON. SAMUEL D. McDANIEL  
 12 HON. RAY BAILEY and  
 13 HON. LEWIS JONES  
 Assistant Attorneys General  
 14 P. O. Drawer 12348  
 Capitol Station  
 15 Austin, Texas 78711

(Dated 12/20/71)

16 ATTORNEYS FOR DEFENDANTS  
 17 STATE OF TEXAS ET AL

18 ANSWERS AND DEPOSITION of MR. ZAN WESLEY HOLMES,  
 19 JR., produced as a witness at the instance of the De-  
 20 fendant Roy Orr, taken in the above-styled and num-  
 21 bered causes on the 31st day of December, A. D., 1971,  
 22 at 4:30 o'clock p.m., before Linda Kidd, a Notary Pub-  
 23 lic in and for Dallas County, Texas, at the offices of  
 24 MULLINAX, WELLS, MAUZY & SAAB, INC., 1401 National  
 25 Bankers Life Building, in the City of Dallas, County  
 26 of Dallas and State of Texas, in accordance with the  
 27 agreement hereinafter set forth.

**A G R E E M E N T**

It is hereby agreed by and between the parties hereto that this deposition is being taken under the same agreement that was adopted and made a part of the depositions of the Members of the Redistricting Board that were deposed this week.

It is further agreed by and between the parties hereto, through their attorneys appearing herein, that the Notary Public taking this deposition may return and file the same without the signature of the witness thereto, said signature of the witness being waived by all parties, and said deposition to be used on the trial of these causes with the same force and effect as though the same had been read and signed by the said witness.

MR. ZAN WESLEY HOLMES, JR.,

a witness named in the annexed agreement, being of  
lawful age and being first duly cautioned and sworn  
in the above causes, testified on his oath as follows:

DIRECT EXAMINATION

BY MR. LUMA:

Q There are some questions that I will ask you  
that will be obvious to those of us at the table but  
we are making a record so that the Court can read it  
later on and determine what went on here. First of  
all, what is your name, please, sir?

A Zen Wesley Holmes, Jr.

Q And where do you live?

A 6910 Robin Road, Dallas, Texas.

Q And where is that? What part of the city?

A That's in Northwest Dallas.

Q Northwest Dallas?

A Right.

Q Would you tell us first of all what is your  
age?

A I'm thirty-six.

Q And secondly, what is your business, occupa-  
tion or profession?

A I'm a Methodist minister, District Superinten-  
dent in the United Methodist Church.

1 Q In addition to being a Methodist minister  
2 do you hold a particular job within the church other  
3 than as --

4 A I'm --

5 Q Go ahead.

6 A I'm a District Superintendent of the Dallas  
7 Metropolitan District of the United Methodist Church.

8 Q How many churches do you have under your  
9 supervision in that district?

10 A I have twenty-nine.

11 Q And approximately what number of people with-  
12 in the membership of the total of those twenty-nine  
13 churches?

14 A The total district membership?

15 Q Yes, sir.

16 A I would say approximately twenty-five thou-  
17 sand or more.

18 Q What area does the district cover?

19 A Actually all over Dallas County and Mesquite,  
20 Garland, Richardson.

21 Q Rev. Holmes, do you hold an elective office?

22 A Yes.

23 Q Will you tell us what that is, please, sir.

24 A I'm a member of the House of Representatives.  
25 Texas House of Representatives from Dallas County.

Q For the purposes of our record would you tell the Court what color you are?

A I'm black.

Q Would you give us the benefit of your educational background?

A I finished high school.

Q Where?

A In Austin, Texas. Huston-Tillotson College in Austin, Texas and Perkins School of Theology at Southern Methodist University, two degrees, BD and Master's, Second Theology and that's it.

Q When did you first become interested in politics to the extent that you decided to become a candidate for public office?

A In 1968.

Q In what way did you manifest that interest? By that I mean what did you first run for?

A I first ran for the Texas House of Representatives.

Q And was that shortly after the death of Representative Joseph Lockridge?

A Right. That was shortly after his death, to fill his unexpired term.

Q And that was in a special election?

A In a special election, that's right.

1       Q     Rev. Holmes, do you remember whether or not  
2 while you were a candidate in that special election,  
3 that before the special election was held the Demo-  
4 cratic Executive Committee of Dallas County either (a)  
5 chose you as a Democratic nominee in the general elec-  
6 tion or (b) endorsed you in the special election?

7       A     Would you repeat that question?

8       Q     During the interim between the time you de-  
9 cided to be a candidate in the special election, be-  
10 ginning at that period and to the date of the election,  
11 during that period, do you recall whether or not the  
12 Democratic Party did either one or both of the follow-  
13 ing things through its Democratic County Executive  
14 Committee, either (a) selected you as a Democratic  
15 nominee for the general election in November or (b)  
16 endorsed you in the special election?

17       A     I recall that they did both. It's my under-  
18 standing that this is what happened.

19       Q     They did both. Now, in addition to that  
20 action by the Democratic Executive Committee of Dallas  
21 County did a number of other organizations also endorse  
22 you?

23       A     Yes.

24       Q     And individuals?

25       A     Right.

1           Q     Both black and white?

2           A     Right.

3           Q     And I assume perhaps some browns?

4           A     Possibly, probably.

5           Q     Of course sometimes we don't even know who

6     all the groups are that endorse us, do we?

7           A     That's right.

8           Q     Rev. Holmes, there has been some testimony

9     here today that one of the groups that endorsed you was a

10   Democratic Committee For Responsible Government. Are

11   you familiar generally with that name, an organization?

12           A     Yes.

13           Q     As a candidate for public office or as a

14   public official, after being elected, you don't agree

15   to be bound by or controlled by the Democratic Men's

16   Club of Dallas County, the Democratic Women's Club or

17   the Democratic Committee For Responsible Government or

18   any other organization, do you?

19           A     Not right, I don't.

20           Q     And although the D.C.R.G. was one of I assume

21   many organizations that endorsed you, was it not?

22           A     Right.

23           Q     Has that organization or any other organiza-

24   tion tried to dictate to you how you ought to vote?

25           A     As an organization, no.

1 Q Well of course individuals from all segments --

2 A I have had individuals.

3 Q Some of the neighborhood I assume have talked  
4 to you?

5 A Yes.

6 A About trying to get you to vote one way or  
7 the other?

8 A Right, right.

9 Q And maybe some individual trying to get you  
10 to vote one way and the other one the other way on the  
11 same bill; have you had that experience?

12 A Yes, on occasion, different organizations.

13 Q Rev. Holmes, by this series of questions I  
14 don't want to ask you to be immodest or indicate that  
15 you are by the asking of them but I think they are  
16 facts that have been stated by many other people and  
17 we all recognize and I want to see if you agree with  
18 this: First of all you are a person that is well  
19 accepted, perhaps not unanimously, but exceedingly  
20 well accepted as a representative of the black com-  
21 munity by the black community; wouldn't that be a fair  
22 statement?

23 A I would like to think it's fair.

24 Q Well, as I said I wouldn't want to ask you  
25 to be immodest but others have already said that today.

including Senator Manry and I, I think we both would agree.  
In addition to that don't you believe it would also be  
fair to say that you are much more than reasonably well  
accepted by other segments of the community in addition  
to the black community?

A. I don't really know how I could answer that.  
I would like to think that were true but I really have  
no way of knowing whether or not I am accepted. I  
couldn't answer that.

Q. Well, at least we know they voted for you,  
don't we?

A. Yes, a number of them did.

Q. And when we have had a contested -- By the  
way, how long has it been since you have had a con-  
tested race?

A. Last November of '70.

Q. Who ran against you in November of '70?

A. John Cole, who is running for LP in Dallas.

Q. John Cole.

A. Right.

Q. Was he black or white?

A. He was white.

Q. And didn't you then beat John Cole in most  
white precincts in Dallas County?

A. I believe so. I'm not -- as far as I can

1 remember I did.

2 Q So if we talk about acceptance meaning voting  
3 for you then you have been more than reasonably well  
4 accepted and repeatedly?

5 A Yes, if that's what you mean by acceptance.

6 Q And you were elected at-large?

7 A Right.

8 Q Rev. Holmes, would it be fair to say that  
9 prior to the time you were endorsed by the Democratic  
10 Executive Committee that a group of people that might  
11 well be called black leaders had talked with you and  
12 after talking with you had recommended you as a can-  
13 didate to the County Democratic Executive Committee?

14 A That's true.

15 Q And is that the reasonable way that politics  
16 works?

17 A I don't know.

18 Q That's the way it worked in your case?

19 A That's the way it worked in my case. Let  
20 me say -- yes, I just know it worked in my case. I  
21 don't know if it has worked in other cases.

22 Q Now, on the other hand, do you know a man  
23 named Clay Smothers?

24 A Yes, I do.

25 Q Did he run in the general election on one or

- 1 more occasions when you were running as a candidate?
- 2 A Yes, on one occasion.
- 3 Q What year was that, if you remember?
- 4 A That was 1970.
- 5 Q What ticket was he running on?
- 6 A He was on the Republican ticket.
- 7 Q And he was defeated, wasn't he?
- 8 A Right.
- 9 Q Do you know a black man named Joe Curvent?
- 10 A Yes.
- 11 Q Did he also run one or more times in the general election and in a party primary?
- 12 A Yes, he ran one time.
- 13 Q What party primary did he run in?
- 14 A The Republican.
- 15 Q I say run in. They don't hardly ever have any opposition, do they, in the primary?
- 16 A Yeah. That's true.
- 17 Q So I guess he was uncontested in the primary, was he not?
- 18 A No, I think he had an opponent the first time around.
- 19 Q And then in November he ran as a Republican nominee, right?
- 20 A Right.

1 Q And he was defeated?

2 A Right.

3 Q Now, as far as a personality is concerned  
4 and a candidate, he was an attractive candidate too,  
5 wasn't he?

6 A I think so.

7 Q If you were going to -- this may be over-  
8 simplification but at least in that election most of  
9 those who were elected in November were Democrats, were  
10 they not?

11 A That's right.

12 Q So if you were going to assign one reason as  
13 being -- one of two reasons as being the major reason  
14 for his being defeated, which of these two would you  
15 say had the most to do with it if you could give that  
16 kind of an opinion, his being black or being a Republi-  
17 can?

18 A I think being a Republican in this particular  
19 instance. It's hard to really distinguish between the  
20 two. Really it is.

21 MR. LUNA: Off the record.

(Whereupon an off-the-record  
discussion was held, after  
which the following proceed-  
ings were had:)

22 Q Rev. Holmes, do you know of any instance

1 where any citizens, black, white or otherwise, have had  
2 their rights of registering to vote interfered with in  
3 let's say the last five years?

4 A Depends on what you mean by interfered with.  
5 I consider the poll tax a way of interfering.

6 Q I've forgotten when we did away with the poll  
7 tax. I was trying to relate it to after the poll tax.

8 A After the poll tax?

9 Q Yes.

10 A I have known of instances where it was difficult  
11 to get voter registration certificates in large  
12 enough number to carry on door-to-door registration  
13 campaigns in the black community. We eventually got  
14 them but I have suspected some difficulty at times in  
15 actually getting the full cooperation of -- from some  
16 officials in getting these supplies but apart from  
17 that, no, I don't know of any other instance.

18 Q And you know of many people in Dallas County,  
19 many leaders, and to name just a couple, you and Senator  
20 Mauny, who sit at this table, who have made  
21 large efforts to encourage people to register to vote  
22 and to make door-to-door campaigns to get them to  
23 register, have you not?

24 A Right.

25 Q Do you know Mr. George Allen?

1 A Yes, I do.

2 Q What color is Mr. George Allen?

3 A He's black.

4 Q Rev. Holmes, in the last city election in  
5 the City of Dallas is it true that at least in the  
6 contested races and for the city council in the City  
7 of Dallas that George Allen led the ticket?

8 A Yes.

9 Q By leading the ticket, got the most votes?

10 A As far as I can recollect I believe so.

11 Q So would you think it fair to say that a  
12 qualified person in Dallas County can be elected to  
13 office if he's a good candidate, qualified, and puts  
14 on a good campaign, regardless of what his color is?

15 A I think that would have to be other factors  
16 at work, other than an individual black candidate.

17 Q Oh, yes, he would have to work hard and work  
18 up a campaign organization, do the usual things that  
19 you --

20 A I think he would have to have certain identi-  
21 fiable support. For example, in this instance I think  
22 being on the slate of the Citizens Charter Association  
23 was a key factor because he had run a couple of times  
24 as an independent and was not elected, so I think that  
25 being on the slate was what made the difference this

time around.

Q Having a lot of support of course helps to get elected!

A (Witness nods head)

Q And having groups back a candidate?

A Yes.

Q Is necessary?

A Right, the poll man.

MR. LUNA: I believe that's all.

Thank you.

MR. MAUZY: We'll reserve our questions until the time of trial.

MR. LANE: That's what we are doing too on these.

#### CROSS-EXAMINATION

BY MR. WHITE:

Q You have responded here to Mr. Luna's questions to the best of your knowledge and honestly to the best of your belief, haven't you?

A Yes, even if you didn't know it.

Q Would you have responded in a similar fashion if I or anyone else in this room had been asking you the same questions?

A Yes.

MR. WHITE: That's all I have.

LINDA RIDD  
CLAYTON COUNTY REPORTER  
512-4661  
DALLAS, TEXAS

(Signatures of all parties present)

1 STATE OF TEXAS

2 COUNTY OF DALLAS

3 I, Linda Kidd, a Notary Public duly commissioned  
4 and qualified in and for the County of Dallas, State of  
5 Texas, do hereby certify that, pursuant to the agree-  
6 ment hereinbefore set forth, there came before me on  
7 the 31st day of December, 1971, at 4:30 o'clock p.m.,  
8 at the offices of MULLINAX, WELLS, MAUZY & BAAB, INC.,  
9 1601 National Bankers Life Building, Dallas, Texas, the  
10 following named person, to-wit, MR. ZAN WESLEY HOLMES,  
11 JR., who was by me duly sworn to testify the truth and  
12 nothing but the truth of his knowledge touching and  
13 concerning the matters in controversy in this cause;  
14 and that he was thereupon carefully examined upon his  
15 oath and his examination reduced to writing under my  
16 supervision; that the deposition is a true record of  
17 the testimony given by the witness, and that the signa-  
18 ture of the witness to his deposition was waived by all  
19 parties present, pursuant to the stipulation heretofore  
20 set forth.

21 I further certify that I am neither attorney or  
22 counsel for, nor related to or employed by, any of the  
23 parties of the action in which this deposition is ta-  
24 ken, and further that I am not a relative or employee  
25 of any attorney or counsel employed by the parties

LINDA KIDD

CERTIFIED COURT REPORTER

RT 6-2381

DALLAS, TEXAS

22

I hereto, or financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set my hand  
and affixed my notarial seal this 2nd day of

January, A. B., 1972.

而為之實驗者，亦以爲此種學問無甚新穎。故此一派在當時並未有甚麼影響。惟在之後二十年，即到光緒三十一年，慈禧太后崩逝，

Linda Kidd, Notary Public in  
and for Dallas County, Texas

**My Commission Expires June 1, 1973**

10. 無論是誰在說話，都應該說得清楚明白，讓大家聽得懂。

Das ist eine der ersten und wichtigsten Voraussetzungen für die Entwicklung eines sozialen Netzwerks.

3. 在「我的網站」和「我的工作」頁面，點擊「編輯」按鈕，進入編輯頁面。

APRIL 22, 1945 - THE DAY OF THE BOMBING OF HAMBURG

14 1933-1934 菲律賓之研究報告書卷之二 地理學部分

15. *How can we make our community a better place?*

（三）在本行的支票上，寫明「此票由我親手簽發」，並蓋上我個人的印信。

新昌縣志稿之編成，當在光緒三十一年（1905年）。

1996-1997 學年第一學期

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Figure 1. The effect of the number of nodes on the mean error of the solution.

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DOI 10.1215/03616878-30-4 © 2005 by The University of Chicago

2013-2014  
Year 10  
Pupil Progression Report

10. The following table shows the number of hours worked by 1000 employees.

1946-1947 - 1947-1948 - 1948-1949 - 1949-1950 - 1950-1951

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CLASSIFIED COURT REPORTER  
RE-SEARCH  
BILLY TIGER

1                   IN THE UNITED STATES DISTRICT COURT  
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 Houston, Texas ~~ATTORNEYS FOR PLAINTIFFS~~

## ATTORNEYS FOR PLAINTIFFS

HON. CHARLES J. WILSON  
 Assistant County Attorney  
 Harris County Courthouse  
 Houston, Texas 77002

ATTORNEY FOR THE DEFENDANT  
 COMMISSIONERS' COURT OF  
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ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET ALCIVIL ACTION NO. A-71-CA-143, DIANA REGESTER ET ALVERSUS BOB BULLOCK ET AL

HON. OSCAR H. MAUZY ~~ET AL~~  
 Mullinax, Wells, Mausy & Baab, Inc.  
 1601 National Bankers Life Building  
 Dallas, Texas 75201

(Present)

HON. JOHN E. COLLINS  
 Korieth & Collins  
 500 West 13th Street  
 Austin, Texas 78701

(Present)

## ATTORNEYS FOR PLAINTIFFS

LINDA KIDD  
 CERTIFIED COURT REPORTER  
 210-2247  
 DALLAS, TEXAS

**1 APPEARANCES (Continued):**

2 HON. RONALD L. CLOWER,  
3 Clower & Stanford  
4 1212 San Jacinto  
Dallas, Texas 75202

5 ATTORNEYS FOR INTERVENORS  
6 DICK REED ET AL

7 HON. JOHN L. ROACH  
8 Roach and Robertson  
9 2620 Republic National Bank Tower  
Dallas, Texas 75201

10 ATTORNEYS FOR INTERVENORS  
11 MEMBERS OF THE REPUBLICAN  
12 PARTY OF DALLAS

13 HON. R. JAMES GEORGE, JR.  
14 Graves, Dougherty, Gee, Heron, Moody & Garwood  
15 204 Austin National Bank Building  
Austin, Texas 78701

16 ATTORNEY FOR INTERVENORS  
17 STATE REPUBLICAN PARTY AND  
18 SMITH COUNTY REPUBLICAN PARTY

19 HON. DAVID R. RICHARDS  
20 Attorney at Law  
21 600 West 7th Street  
Austin, Texas 78701

22 ATTORNEY FOR PLAINTIFFS AND  
23 INTERVENORS AFL-CIO ET AL

24 HON. E. BRICE CUNNINGHAM  
25 Attorney at Law  
26 Room 202, 2606 Forest Avenue  
Dallas, Texas 75215

27 ATTORNEY FOR INTERVENORS  
28 GEORGE L. ALLEN ET AL

APPEARANCES (Continued):

HON. C. E. BUNKLEY, JR. (Present)  
 Attorney at Law  
 3315 South Oakland  
 Dallas, Texas

ATTORNEY FOR DEFENDANT STATE OF TEXAS  
 GEORGE L. ALLEN, ERNEST J.  
 CONRAD AND ZAN WESLEY HOLMES,  
 JR.

HON. WALTER IRVIN (Present)  
 Attorney at Law  
 301 North Market Street  
 Dallas, Texas 75202

HON. CLEO STEELE (Present)  
 Attorney at Law  
 2818 Pennsylvania  
 Dallas, Texas 75213

ATTORNEYS FOR INTERVENORS  
 THELMA WASHINGTON ET AL

HON. ED ZIMAR, JR., and

HON. GEORGE KORBEL (Present)

Attorneys at Law  
 319 Astec Building  
 San Antonio, Texas 78205

HON. FRANK MERMEDZ (Present)  
 Hernandez, Casoria & Alexander  
 300 Southeast Building  
 Dallas, Texas 75202

ATTORNEYS FOR INTERVENORS  
 JOE BERNAL ET AL

HON. HARDLOW LANE, II (Present)

HON. SAMUEL D. McDANIEL

HON. PAT BAILEY and

HON. LEWIS JONES

Assistant Attorneys General

P. O. Drawer 12548

Capitol Station

Austin, Texas 78711

ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET AL

## 1 APPEARANCES (Continued):

2 HON. WILL DAVIS  
 3 Heath, Davis & McCalla  
 4 202 Ferry-Brooks Building  
 5 Austin, Texas 78701

6 HON. EARL LUMA (Present)  
 7 Attorney at Law  
 8 1002 Dallas Federal Savings Building  
 9 Dallas, Texas 75201

7 ATTORNEYS FOR DEFENDANT  
 8 ROY ORR

## 9 CIVIL ACTION NO. A-71-CA-144, MARRIOTT ET AL VERSUS

## 10 PRESTON SMITH ET AL

11 HON. ROBERT M. GREENBERG and (Present)  
 12 HON. JOHN CURTIS WHITE  
 13 1105 Mercantile Securities Building  
 14 Dallas, Texas 75201

## 15 ATTORNEYS FOR PLAINTIFFS

16 HON. JOHN L. ROACH  
 17 Roach and Robertson  
 18 2620 Republic National Bank Tower  
 19 Dallas, Texas 75201

20 ATTORNEY FOR INTERVENORS  
 21 MEMBERS OF THE REPUBLICAN  
 22 PARTY OF DALLAS

23 HON. WARDLOW LANE, II (Present)  
 24 HON. SAMUEL D. McDANIEL  
 25 HON. PAT BAILEY and  
 26 HON. LEWIS JONES  
 27 Assistant Attorneys General  
 28 P. O. Drawer 12548  
 29 Capitol Station  
 30 Austin, Texas 78711

31 ATTORNEYS FOR DEFENDANTS  
 32 STATE OF TEXAS ET AL

33 LINDA EIDD  
 34 CERTIFIED COURT REPORTER  
 35 IN 9-2341  
 36 DALLAS, TEXAS

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## 1 APPEARANCES (Continued):

2 CIVIL ACTION NO. 4-71-CA-145. VAN HENRY ARCHER, JR.

3 ET AL VERSUS PRESTON SMITH ET AL

4 HON. NATHAN W. RABON  
 5 HON. J. DOUGLAS McGUIRE  
 6 400 Alamo National Building  
 San Antonio, Texas 78205

## 7 ATTORNEYS FOR PLAINTIFFS

8 HON. WARREN LANE, II (Present)  
 9 HON. SAMUEL B. McDANIEL  
 10 HON. PAT BAILEY and  
 11 HON. LEWIS JONES  
 Assistant Attorneys General  
 P. O. Drawer 12348

12 Capitol Station  
 Austin, Texas 78711

13 ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET AL

## 14 ANSWERS AND DEPOSITION of DR. EMMETT J. CONRAD,

15 produced as a witness at the instance of the Defendant,  
 16 Roy Orr, taken in the above styled and numbered causes  
 17 on the 31st day of December, A. D., 1971, at 12:00  
 18 o'clock p.m., before Linda Kidd, a Notary Public in  
 19 and for Dallas County, Texas, at the offices of MILLI-  
 20 MAX, WELLS, MAUZY & BAAB, INC., 1601 National Bankers  
 21 Life Building, in the City of Dallas, County of Dallas  
 22 and State of Texas, in accordance with the agreement  
 23 hereinafter set forth.

**A G R E E M E N T**

1 It is hereby agreed by and between the parties  
2 hereto that this deposition is being taken under the  
3 same agreement that was adopted and made a part of the  
4 depositions of the Members of the Redistricting Board  
5 that were deposed this week.

6 It is further agreed by and between the parties  
7 hereto, through their attorneys appearing herein, that  
8 the Notary Public taking this deposition may return and  
9 file the same without the signature of the witness  
10 hereto, said signature of the witness being waived by  
11 all parties, and said deposition to be used on the  
12 trial of these causes with the same force and effect  
13 as though the same had been read and signed by the said  
14 witness.

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DR. BENNETT J. CONRAD,

a witness named in the annexed agreement, being of  
lawful age and being first duly cautioned and sworn  
in the above causes, testified on his oath as follows:

DIRECT EXAMINATION

BY MR. LYNN:

Q. What is your name, please, sir?

A. Bennett J. Conrad.

Q. Dr. Conrad, would you tell us what your ed-  
ucational background is, please, sir?

A. I have an undergraduate degree from Southern  
University, medical degree from Meharry Medical College  
in Nashville with postgraduate training at St. Louis  
City Hospital system.

Q. And you said an M.D. degree, did you not?

A. Yes. My postgraduate training was in  
Sedrick (phonetic).

Q. Are you a member of -- Well, first, are you  
licensed to practice medicine in Dallas County, Texas?

A. Yes, I am.

Q. Is your license on file with the District  
Clerk in Dallas County?

A. Yes.

Q. Are you an active practitioner of your pro-  
fession in this county?

A Yes.

Q Where is your office, please, sir?

A South Oakland, 4432 South Oakland, Dallas.

Q Dr. Conrad, are you on the staff of one or more hospitals in Dallas?

A Yes, St. Paul Hospital.

Q St. Paul Hospital?

A Yes.

Q Dr. Conrad, you are an intervenor in the law suit in which we are taking your deposition, are you not?

A Yes.

Q I believe you intervened in the Tyler case, the case that was filed in Tyler, the Regester case?

A I'm not sure but I imagine it was. We requested -- a lawyer would know that.

Q I want to ask you some questions here, Dr. Conrad, that might be obvious to us as we sit around this table but in order to make the record that the Court will read in this deposition. First of all what is your age?

A I'm, let's see, forty-eight.

Q Forty-eight?

A Uh-huh.

Q What is your color?

A Black.

Q As I say that might be obvious to us at this table but when the record is read here we need to make a record of it. How long have you practiced your profession in Dallas County, Texas?

A Sixteen years.

Q Sixteen years. Do you hold an elective office?

A Yes, I do.

Q What elective office do you hold?

A A member of the Board of Trustees, Dallas Independent School District, Place 3.

Q Now did you happen to become a member of the school board initially? By that I mean were you appointed by the board or did you run for election?

A No, I ran for election.

Q Under the Dallas Independent School District system of electing trustees, do they elect their trustees at-large in the district or in some particular area?

A At-large in the district. One must -- a party of trustees must live in a certain area though, but it's essentially at-large.

Q Although there is some requirement that part of them live within given boundaries, even those are

1 elected in the district at-large, is that right?

2 A Yes.

3 Q By that we mean all voters have a right to  
4 vote on all trustee --

5 A That's right.

6 Q Dr. Conrad, would it be fair to say for a  
7 quick geographical description of Dallas Independent  
8 School District that that district covers most, al-  
9 though not all, but most of the City of Dallas, all  
10 of the City of Seagoville, part of the City of Garland  
11 and perhaps part of some other municipalities; would  
12 that be a reasonably good description?

13 A That would be reasonable.

14 Q Is the Dallas Independent School District and  
15 the residents therain, in your opinion, sophisticated  
16 enough that a black man can be elected district-wide if  
17 he is a qualified black man?

18 A When you say sophisticated enough and a black  
19 man I would like to qualify that. It's obvious that we  
20 have a black man on the Board and I was elected at-  
21 large.

22 Q All right, sir. Well, and also, I don't  
23 know what the qualification is. Certainly nobody has  
24 ever contended that you were not well qualified.

25 A No, that's not the qualification I'm speaking

1 of. The qualification that I would speak of would be  
2 whether the -- they would elect more than one black.  
3 You say a black man. To me a black can be a form of  
4 tokenism too.

5 Q I see. But on the other hand electing them  
6 from districts could result in segregating the black  
7 community as far as elections are concerned in a man-  
8 ner that would not be to the black community's benefit  
9 too; is that not true, sir?

10 A It would be very difficult to draw district  
11 lines that in the end would not allow for the responsi-  
12 ble representation from a given area. It could be  
13 done but it would be very difficult.

14 Q Well, with respect to the School Board would  
15 it be fair to say that you are an advocate of the sys-  
16 tem of electing members of the Board of Trustees at-  
17 large?

18 A No, it would not be fair to say that.

19 Q Would you tell us what your position is?  
20 A I advocate single-member districts. In fact,  
21 at the most recent at-large meeting we had I proposed  
22 it and also proposed that we seek a judgment, opinion  
23 from the Attorney General regarding the validity of

1 nine single-member district or six single-member dis-  
2 trict and three at-large or some other form. This is  
3 my posture on it.

4 Q Do you remember making a statement on a radio  
5 station in regard to electing school board members  
6 at-large about a week ago last Monday that was played  
7 on the radio about --

8 A No. The press has talked to me quite a bit.  
9 I don't remember specifically which one you are talk-  
10 ing about.

11 Q Do you recall whether or not a conversation  
12 with you was taped and played on the radio to the gen-  
13 eral effect that you were opposed to putting the black  
14 people in their own district insofar as school board  
15 elections were concerned and that you preferred elect-  
16 ing members of the School Board at-large and --

17 A (Witness shakes head)

18 Q -- in your words, if these are your words,  
19 Dallas is sophisticated enough to elect members of the  
20 School Board from the district at-large?

21 A Let me put that in proper context because I  
22 did discuss this with the radio station. My statement  
23 was this: I oppose gerrymandered districts. I am  
24 for single-member districts, with a proposal that was  
25 before the Board then would junk what we had passed as

LINDA KIDD  
CLAYTON COUNTY REPORTER  
R-2021  
DALLAS, TEXAS

the statute in setting up the committee to redistrict,  
 we asked that the district, as few moves as possible  
 be made, that it come from contiguous districts in the  
 fill in because my district had a 185,000 and I should  
 have only a 135,000 so I should lose 55,000, 50,000,  
 roughly. The proposal that came from the Chairman of  
 the Subcommittee would have moved something like seventy-  
 five, roughly seventy-five census tracks, would have  
 added to my district rather than take away and to me  
 this is a form of gerrymandering in which I oppose. Now,  
 the statement about being sophisticated I was asked  
 whether the small percentage of blacks in the next  
 district, would that be sufficient to get more than  
 one member of the Board, and this I pointed out that  
 Dallas has been sophisticated enough to elect a black.

Q So then I guess it would be fair to say that  
 you opposed -- well, to say it another way that you  
 prefer the at-large system of electing members of the  
 School Board to the single-member district plan that  
 was then being proposed to be adopted?

A Yes. Let's put it this way: That I was  
 opposed to gerrymandered districts. I don't think  
 districts should be made according to racial lines.  
 I don't think that's a requirement that they be ethnic  
 considerations in view -- if they are compact and

1 drawn properly.

2 Q And that would apply to legislative redistricting of the county --

3 A That's right.

4 Q -- as well as --

5 A That's right. Drawn fair.

6 Q Drawn fair?

7 A That's right.

8 Q And don't draw them necessarily where it  
9 would place all of some particular ethnic group in a  
10 district or none? Just draw them without regard to the  
11 ethnic --

12 A In a fair manner.

13 Q In a fair manner, all right, sir. Dr. Con-  
14 rad, I'm asking you this question for the record be-  
15 cause of course I know that you do know the man I'm  
16 about to ask you about very well, Rev. Zan Holmes.

17 A Yes.

18 Q He is a member of the legislature; is he not,  
19 sir?

20 A Yes.

21 Q Has been for at least two elective terms and  
22 one special election, has he not?

23 A Yes.

24 Q Do you know how he happened to be in the

1 legislature in the first instance or how he was selected  
2 to run?

3 A Yes, sir.

4 Q Would you tell me how that was, sir?

5 A There was a meeting of concerned black after  
6 Joe Lockridge's untimely death, trying to find some-  
7 body who could articulate the needs of the black com-  
8 munity for our token position in the legislature. At  
9 this time we talked about eight or ten different peo-  
10 ple. In the final -- we had several meetings; it  
11 finally ended up urging Zam Holmes, who was a reluctant  
12 candidate, to run. He ran in a field of twenty-two or  
13 twenty-one, something like that. It was more than  
14 fifteen; I remember that. And he won the unexpired  
15 term of Joe Lockridge without a run off mainly because  
16 of the black support and the fact that this was an un-  
17 usual election; it wasn't a generalized, a lot of  
18 activity regarding it.

19 Q You were one of the ones that was consulted  
20 in order to find that black candidate?

21 A I was one of the ring leaders you might say  
22 along in trying to get something done because --

23 Q Dr. Conrad, at that time isn't it true that  
24 after members of the black community had indicated a  
25 choice of Zam Holmes to run for the legislature that

1 the Democratic Executive Committee also formally en-  
2 doreded him in that special election? A. No, I don't know.  
3 Q. A. I don't think that's quite true. They en-  
4 doreded him, they put him on the slate for the fall  
5 election but I think they didn't endorse anybody that  
6 I know of in that twenty-one man slate for the unex-  
7 pired term. I might be in error but I don't recall  
8 getting endorsed because one of the problems we had  
9 was raising enough money in the black community to run  
10 him on a county-wide problem, and I was one of the ones  
11 in charge of that and it was hard to do. Now, we did  
12 get his name on the November slate because it was en-  
13 cumbered upon the Democratic Committee to select some-  
14 body. The election was merely for the unexpired term  
15 and the Democratic Central Committee or whatever it is  
16 had the power to name somebody for the November slate,  
17 because of his untimely death. They could have named  
18 Zen or they could have named anybody else. But before  
19 he won I don't recall getting endorsed officially by  
20 the Democrat.

21 Q. You don't recall. As of this time you would  
22 not dispute that, would you?

23 A. I'd like to say this: If they did endorse  
24 us they didn't send any funds to help his campaign; I  
25 remember that quite well.

1 Q. The Democrats are pretty well in debt, you  
 2 know; funds are not what we are long on. Dr. Conrad,  
 3 as you pointed out in the County Democratic Executive  
 4 Committee, which incidentally is composed of the County  
 5 Chairman, the Secretary and every precinct chairman in  
 6 the county, is it not?

7 A. I think so.

8 Q. They did select the Rev. Zen Holmes at some  
 9 point before the November election then as a Democratic  
 10 nominee?

11 A. Yes.

12 Q. Do you know whether or not I personally as  
 13 then Secretary of the party offered the resolution to  
 14 put him on as the nominee?

15 A. I remember you were helpful because I recall  
 16 a meeting at one of the hotel inns, dinner meeting,  
 17 where this was discussed. I don't recall your being  
 18 in opposition to it at all at that time.

19 Q. Dr. Conrad, in politics we talk of whether  
 20 or not a black officeholder does or does not represent  
 21 the interest of the black community sometimes, do we  
 22 not?

23 A. That's right.

24 Q. Or whether or not he is representative,  
 25 truly representative of the black community?

1 A That's correct.

2 Q If I ask you that question, and I do, about  
3 Zen Holmes, would you say that he is a good represen-  
4 tative of the black community or not?

5 A Most definitely he is, an excellent repre-  
6 sentative.

7 Q Would it also be fair to say that in your  
8 opinion as a political observer in Dallas County that  
9 he is also a good and effective hardworking represen-  
10 tative for all other groups in Dallas County?

11 A Yes.

12 Q So then in view of what you have told me  
13 about Zen Holmes I would assume then that you would  
14 say that the black community can be well represented  
15 by a black, this time limiting it to a black?

16 A Can be well represented?

17 Q By a black.

18 A No.

19 Q Wait, let me finish my question.

20 A Oh, I'm sorry.

21 Q Well represented meaning articulating the  
22 views of the black community and presenting their in-  
23 terest in the legislative halls that the black com-  
24 munity can be -- Let me withdraw the question and ask  
25 it over; maybe it will be clear. Would you say that a

LINDA KIDD  
Dallas County Reporter  
SU 4-3561  
DALLAS, TEXAS

1 person in the at-large multi-member district election  
2 process, for members of the legislature, that a black  
3 can be elected who is a true representative of the  
4 interest of the black community?

5 A. The reason I'm going to say no is because  
6 there is a diverse interest and I don't think a person  
7 can be entirely representative of all of them. Sam  
8 Holmes is a good representative.

9 Q. And don't you think, or do you, that he is  
10 as good a representative as could be produced from the  
11 black community under any single-member district sys-  
12 tem? I have no way of knowing that.

13 Q. Well, really though, Dr. Conrad, you think  
14 he's about as good as you could get, don't you?

15 A. I think he's a great guy; I really do.

16 Q. Are you also aware, as I of course know you  
17 are, that the black population in Dallas County has  
18 been growing over the last few years?

19 A. Yes.  
20 Q. And wouldn't it also fair to say that as you  
21 and other black leaders have begun to work harder in  
22 politics, that the black community has been more af-  
23 fective and larger numbers have voted?

24 A. I know not the reason, although it's a little

1 flary but people are voting more. I think it has more  
2 to do -- in black as well as in white.  
3 Q. In the black community?  
4 A. I think it has more to do with the financial  
5 prohibitions that were lifted with the poll tax sys-  
6 tem and the need of registration. Yes, sir.

7 Q. So we have registered more voters, at least  
8 in the black community as well as other parts of the  
9 community?

10 A. Yes, sir.

11 Q. Since we got rid of the poll tax?

12 A. (Witness nods head)

13 Q. While we are on registration, do you know of  
14 any effort, organized or otherwise, in Dallas County  
15 to keep any segment of the population from registering  
16 to vote?

17 A. Not at the current time, no, I don't.

18 Q. As a matter of fact, you, along with many  
19 other leaders in all segments of the community, have  
20 affirmatively encouraged people to register to vote in  
21 recent years, have we not?

22 A. That's correct.

23 Q. Do all the people in Dallas County who do  
24 register to vote have access to the political system  
25 and an opportunity to vote?

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CERTIFIED COURT REPORTER  
#10-2341  
DALLAS, TEXAS

1 A As far as I know of, 1970, it's been said that  
2 Q Dr. Conrad, do you know, as again I'm sure  
3 you do, that Dallas County in this redistricting pro-  
4 gram is changed from fifteen members of the legislature  
5 authorized to eighteen?

6 A Yes.

7 Q And isn't it a fact that many political  
8 leaders, both black and white, have advocated that in  
9 in the 1972 elections that we have at least three black  
10 candidates offer themselves for the Democratic nomina-  
11 tion and a Mexican-American?

12 A No, I didn't know of any specific numbers.

13 I have advocated as many as qualified. Not a number,  
14 you know, particular number, in as best as I could tell you.

15 Q Well, you are asking of course for qualified  
16 candidates? I think that's a good guy; I really don't know.

17 A In all areas, all areas and as far as you

18 Q Qualifications, qualifications to run for office.

19 A Regardless of the race, in as much as  
20 as most of the other people in this courtroom, I would like to

21 CROSS EXAMINATION: I would like to say that as you

22 MR. HANRY: I would like to say that as you

23 Q Let me ask just a question or two, Mr. Hanry and  
24 General, for purposes of the record I'm Oscar Hanry and  
25 I represent the plaintiffs in this Register plaintiffs

1 in this redistricting case in which you have inter-  
2 viewed. Dr. Conrad, based on your experience in the  
3 sixteen years that you have lived in Dallas County,  
4 what factors have led to opening up the political  
5 process to members of minority groups, not just the  
6 black community but other minority groups in Dallas  
7 County?

8 A I think the biggest thing was the elimination  
9 of the poll tax and I think the next thing that is  
10 helping out a great deal is the easing of the limita-  
11 tions we had previously on registering people out in  
12 the community, where they didn't have to come to the  
13 courthouse for instance to register.

14 Q Do you have an opinion as to whether or not  
15 the at-large system of electing members of the Texas  
16 House of Representatives in Dallas County discriminates  
17 against black people?

18 A It discriminates not only against blacks but  
19 poor as well because it is a financial burden to run  
20 in a district with over a million people whereas if it  
21 was divided up it would be roughly seventy-five thou-  
22 sand. And a person of limited means could very well  
23 run in a contiguous district say of seventy, seventy-  
24 five or eighty thousand much easier than they can over  
25 a million people.

Q. If the single-member district plan were adopted and if Dallas County is divided into eighteen districts of equal population, do you feel that the interests of the black community would be better represented by the people who would be elected from the districts where the majority of the Negro people live?

A. Yes.

Q. Why do you feel that way?

A. I think they would be more responsive to that contiguous area, they would better know the needs of that area. It is difficult for one man to serve the needs of a quarter of a million people. You don't know all their problems, it's just physically impossible for you to articulate all the problems in the specific areas from that size of group. I think that more people closely tied to the community and to the hopes of the community would offer themselves for office and would have a possibility of winning.

Q. Do I understand then that you favor the individual-member district system both for the Dallas Independent School Board of which you are a member and for the State Legislature, which is meeting in Austin, Texas, and I'm on record at the Board as offering a motion to proceed with it, to proceed at least with the investigation of the legality of it.

1 MR. MAUZY: All right, sir, I have  
2 no further questions.

3 MR. LUNA: Excuse me a minute, if  
4 I might just ask a couple of more questions.

5 REDIRECT EXAMINATION

6 BY MR. LUNA:

7 Q. What would be the cost that you would think  
8 a member of the legislature or a candidate for the  
9 legislature would spend in a single-member district if  
10 a single-member district in Dallas County was cut up  
11 so that it contained somewhere around seventy-four or  
12 seventy-six thousand people?

13 A. Of course that would vary with what the  
14 candidate wanted to do and his technique in running  
15 for office. He could spend a whale of a lot of money  
16 on television and billboards but it wouldn't be neces-  
17 sary for seventy or eighty thousand. I think a couple  
18 of mailings would cover this area. I would say it  
19 would be less than \$3,000.00. It depends on the in-  
20 terest that he had and the voluntary workers that he  
21 would have too. There's so many factors go into that  
22 it would be difficult to come up with a, you know, real  
23 specific figure but I think you need at least a couple  
24 of mailings.

25 Q. So even in a single-member district in an area

1 like Dallas County he ought to be prepared to spend in  
 2 the area of \$3,000.00, plus or minus.  
 3 Q. I think this would be reasonable, if he  
 4 really wanted to assure himself of election.

5 Q. So when you mentioned discriminating against  
 6 the poor it's just a fact of life that even in a single  
 7 member district that a person still needs to have some  
 8 funds to run?

9 A. If he expects to win.  
 10 Q. And people do in politics make these races  
 11 by their friends and neighbors and other supporters  
 12 helping contribute, is that an accepted thing?

13 A. That's normal.  
 14 Q. So you are not saying that only those people  
 15 who were able to spend \$3,000.00 out of their pocket  
 16 would be expected to be able to win?

17 A. No; no, the three thousand would not come  
 18 necessarily out of their pocket. In fact, I advocate  
 19 for the candidate himself to spend nothing on the can-  
 20 diday; this is my posture on it. If he is offering  
 21 himself for a public service the public should foot the  
 22 cost of his procedure in that neighborhood.

23 Q. We have had some testimony here in the record  
 24 earlier today, Dr. Conrad, that because of the high  
 25 cost of mailing now that it is necessary to cut down

1 at least some on mailings and use telephone teams to  
2 contact people. Have you had experience with using  
3 telephone committees?

4 A Yes, I find it a very effective -- people,  
5 it's one good way of finding out the real friends who  
6 will work at it for nothing.

7 Q So costs have made us turn to some of those  
8 physical efforts some?

9 A I don't think necessarily the costs is the  
10 thing that made the people turn to it. It's the effec-  
11 tiveness of it because people at election time, I think  
12 if they get reminded by someone that they recognize or  
13 know or know of they are a little more apt to respond  
14 than if they get a cold letter in the mail. And it can  
15 be expensive if a candidate has to go out and hire his  
16 telephone callers. In some instances they have done  
17 that.

18 Q Dr. Conrad, I want to ask you because of  
19 your position in the community and your general know-  
20 ledge of the community and the election process, as to  
21 whether or not the at-large system in any way dis-  
22 criminates against a person who belongs to the Repub-  
23 lican Party? Now, I'm talking about discrimination as  
24 distinguished from winning or losing.

25 A I think it does. I think that for instance

1 In Dallas County there would be definite areas that  
2 the at-large system keep a man of another party from  
3 winning.

4 Q Are you talking about there though just that  
5 single-member districts instead of removing any dis-  
6 crimination simply makes it easier for him to win?  
7 Aren't we talking about a political problem rather than  
8 a prejudicial problem?

9 A This might be -- I think that it's prejudice.  
10 it's a prejudice against those who support that parti-  
11 cular cause to prevent representation from that area  
12 who believe in that particular political system or  
13 party.

14 Q Do you know Representative Fred Agnich?

15 A Know of him. I don't know him personally.

16 Q He was nominated under the Republican ticket  
17 was he not? No, the other candidate was not.

18 A Yes.

19 Q He did get elected then in November of 1970,  
20 did he not?

21 A Yes.

22 Q So then the right kind of Republican, what-  
23 ever that is, can be elected some years in Dallas  
24 County, can he not?

25 A Yes. And I wonder how much he spent in that

1 effort. As I recall he was well funded for the effort.  
2 Q. Most Republicans are, Doctor. In 1962, were  
3 you here then?

4 A. Yes.

5 Q. We have had testimony in this record in other  
6 depositions that every Republican who was running for  
7 the legislature that year in a contested race -- the  
8 only races Republicans were in were contested races --  
9 but every Republican who offered himself for the legis-  
10 lature in 1962 won in the general election; do you re-  
11 member that to be so?

12 A. I remember one year when the Republicans, I  
13 think it was -- I don't know whether it was '62 or --  
14 they swept, they swept the -- I don't recall what year  
15 though.

16 Q. So they were not discriminated against in  
17 1962, were they?

18 A. Then my answer to that -- well, I don't re-  
19 member the year first thing, but when you say discrimi-  
20 nated against I don't know who was in that particular  
21 thing. There were probably some areas of Dallas who  
22 would have been better represented by somebody else to  
23 articulate their need.

24 Q. The reason I asked you that question, when we  
25 get away from race or color or religion and talk about

parties it's really a matter of who has the type program that appeals to the people and winning and losing instead of prejudice against a party, wouldn't you say?

A No, I think -- You say when you get away from race? ...

Q Get away from race, yes, sir.

A Probably is, yes. They just consider all

Q Dr. Conrad, wouldn't it be fair to say that at least during the period of years that you have been

in Dallas County that the vast majority of the black people who voted have been Democrats?

A As far as I know they are Republicans.

Q Now is now is referred (Whereupon an off-the-record discussion was held, after which the following proceedings were had.)

Q Now, Mr. Lomax, do you know him personally,

Mr. Lomax, do you think I have about run out of questions, Dr. Conrad?

MR. LOMAX: I think I have about run out of questions, Dr. Conrad.

#### CROSS EXAMINATION

MR. LOMAX: Now, and could you tell me, Dr. Conrad,

Q Dr. Conrad, do you know my name is C. B.

Bentley and I represent you. Some questions have been asked you about the election back in 19 hundred and 62

and I believe that Mr. Lomax said or asked you the question if it wasn't really the reason that the Republi-

cans won in '62 was because of their political philoso-

1 phy at that time that was appealing to the masses of  
2 people at that time?

3 A Yes, to the at-large.

4 Q And I believe your answer to that question  
5 was that was probably the reason that they were able  
6 to elect Republicans at that time, is that correct?

7 A Yes.

8 Q Dr. Conrad, just as the philosophy of the  
9 Republicans that were successful in this election was  
10 able to prevail at that time, have you also found in  
11 the sixteen years that you have lived in Dallas that  
12 the philosophy of the blacks in Dallas has not been  
13 able to prevail to the extent that any more than one  
14 black could ever be elected, and only then if he were  
15 approved by the Democratic hierarchy?

16 A That's correct.

17 Q In other words, in order for a black to be  
18 elected he must be approved by the Democratic hier-  
19 cracy, has that been your experience?

20 A That has been the past experience.

21 Q If we have a single-member district composed  
22 of approximately seventy-five thousand voters --

23 MR. MAZZI: Excuse me, it would be  
24 people rather than voters.

25 Q Seventy-five thousand people and these single

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1 number districts are drawn fair and equitably do you  
 2 believe that a black who is relevant to the feeling of  
 3 the black people and yet his philosophy is not that  
 4 that can be accepted by the hierarchy of the Democratic  
 5 Party that that black could be elected?

6 A Yes.

7 Q And that this black that is elected or these  
 8 blacks that are elected could expound the philosophy  
 9 and the theory of the blacks that they represent ir-  
 10 regardless of whether or not that philosophy is  
 11 approved by the hierarchy of the Democratic Party?

12 A Yes, and calling all negroes not to discriminate on

13 Q Then, Dr. Conrad, during the sixteen years  
 14 that you have been in Dallas have you ever known of  
 15 any more than one black to be elected to the State  
 16 legislature?

17 A Two, I would say, at different times.

18 Q Have you ever known of any more than one at  
 19 any one election?

20 A No.

21 Q To be elected?

22 A No, just one.

23 Q During the sixteen years that you have been  
 24 in Dallas only two blacks have been elected, is that  
 25 correct?

I A Yes.

Q One was Joseph Lockridge --

A Yes.

Q -- who was first elected? I believe you sat with us in selecting Joe too, did you?

A No, I was a new man in the community.

Q Then you are not really familiar with how Joe got elected?

A (Witness shakes head)

Q Well, let's move on up to Zen Holmes then.

He was elected after the death of Joe?

A Yes.

Q In the meanwhile there were some other blacks that had attempted, that had run rather before Joe, isn't that correct?

A Yes.

Q They were not accepted by the hierarchy of the Democratic Party, were they?

A That I don't know. The fact of the matter, I don't recall who ran before Joe.

Q Do you remember when Bedford ran?

A I'm not knowledgeable about that. Huh?

Q Do you remember when Bedford ran?

A Oh, yes, I remember that one.

Q You remember him now, don't you?

- 1 A Yes, yes, I remember him. say A
- 2 Q You also remember that Bedford was not B  
3 approved by the hierarchy of the Democratic Party too. C  
4 don't you? D
- 5 A Yes, that's correct. E say F
- 6 Q So he was thoroughly defeated, was he not? G
- 7 A Yes, without doubt say H
- 8 Q Dr. Conrad, if we have the single-member I  
9 district and the boundary lines are fair and equitably J  
10 drawn, based upon your political experience do you feel K  
11 that more than one black can be elected to the State L  
12 legislature? M
- 13 A Yes, black men should be allowed to N  
14 Q Do you also feel, Doctor, that more than one O  
15 black in the State legislature could more adequately P  
16 represent the theory and philosophy of the black peo- Q  
17 ple? R
- 18 A Definitely. S
- 19 Q Then a single-membering T not I say U
- 20 A Definitely. V
- 21 Q I believe that a question was asked you also, W  
22 Doctor, if whether or not Ben Holmes was a good legis- X  
23 lator? Y
- 24 A Yes. Z
- 25 Q One that was accepted by the black people and AA

1 attempted to expound the philosophy of the black peo-  
2 ple?

3 A Yes.

4 Q I believe you were asked that question and  
5 your answer was yes. I believe you also were asked the  
6 question as to whether or not since he was elected at-  
7 large that the black's philosophy was being expounded  
8 and promulgated in the State legislature, something to  
9 that effect, I believe you were asked that question,  
10 were you not?

11 A Yes.

12 Q And your answer was as far as he could do it  
13 was being done, is that correct?

14 A That's the basic.

15 Q With the size of the State legislature and  
16 the size and number of legislators that we have from  
17 Dallas County, do you believe that one person expound-  
18 ing the philosophy of the black people can be as ef-  
19 fective in getting legislation passed that would im-  
20 prove the conditions of blacks as two, three or four  
21 that could be elected from a single-member district?

22 A No.

23 Q Then, Doctor, are you of the opinion that  
24 not having single-member districts in Dallas County,  
25 may facts discriminates against the blacks in that it

1 does not provide them with the sufficient number of  
 2 legislators who can promulgate the philosophy, the  
 3 desires and the hopes of the black people of Dallas  
 4 County?

5 A Yes.

6 Q Do you also believe that the only way that  
 7 the blacks of Dallas County can be adequately repre-  
 8 sented and ultimately arrive at the goal of equal  
 9 opportunities is through a single-member district  
 10 whereby they will be able to elect a sufficient number  
 11 of either black people or people who are interested in  
 12 the philosophy that they are interested in; do you be-  
 13 lieve that that is the only way that the blacks will  
 14 ever be able to obtain the rights of full citizenship  
 15 in Dallas County?

16 A No. MR. BURKE: I have no further  
 17 questions.

REIRECT EXAMINATION

18 BY MR. LIMA: Mr. Coated, what would be appropriate and con-

20 Q Mr. Coated, that brings to mind two or three  
 21 more questions, a few more that I would like to ask  
 22 you. What year were you first elected to the School

24 Board?

26 A '67 I think it was, '67.

1 Q Now, in running for the School Board although  
2 you didn't run on a Democratic or Republican ticket as  
3 such you did run on a ticket, did you not, sir?

4 A Well, we ran as a group, yes.

5 Q As a group?

6 A Uh-huh.

7 Q What was that group called or the chief sup-  
8 porters of that group?

9 A LEAD, LEAD.

10 Q LEAD?

11 A League for Educational Advancement of Dallas.

12 Q That was a group that was put together or  
13 associated themselves to elect school board members in  
14 particular, was it not? How many school board members  
15 on the Dallas School System?

16 A Nine.

17 Q How many places were up for election that  
18 year?

19 A Three.

20 Q How many places did the LEAD group elect that  
21 year?

22 A Two.

23 Q Then in 1968 was there another election or  
24 was it --

25 A Yes, there was an election every year.

Q. Did LEAD elect some candidates that year?

A. It elected three, three out of three.

Q. Three out of three in '68?

A. Uh-huh, yes, exactly three out of three.

Q. Was there an opposing group?

A. Yes, you also believe that LEAD did.

Q. What was the name of it?

A. C.G.S., Committee for Good Schools.

Q. So in '68 the Committee for Good Schools

lost three races out of three?

A. That's right.

Q. And is that a group that had prior to 1968

elected most of the school board members?

A. For about twenty years I understand.

Q. So then, at least to the extent that in '68

they didn't elect anybody, those who supported LEAD

were discriminated against to the extent that they

didn't win, right? At least they lost?

MR. MAUNY: Excuse me, I think

you've got your question backwards, Earl.

LEAD won in '68.

Q. Excuse me. C.G.S., those who supported

C.G.S.,

A. The system discriminated.

Q. Yes, sir. Let me reframe my question: In

1 1968 C.G.S. lost three races, right?

2 A That's right.  
3 Q Now, since they didn't get anybody elected  
4 in 1968 would you say that the supporters of the C.G.S.  
5 were therefore discriminated against?

6 A I'm saying that the system discriminated  
7 against individual segments. I feel in 1968 C.G.S.  
8 probably could have elected one, if they were in  
9 single-member districts.

10 Q So at least they lost the election though?

11 A Yes.

12 Q So since they didn't have anybody elected,  
13 if we mean by losing the election discrimination, they  
14 were discriminated against?

15 A If you mean by just losing the election, yes.

16 Q But if we don't mean that you and your group  
17 didn't discriminate against them, did you, Doctor?

18 A You mean -- No, it was a system already  
19 established of how we elect them. Not by groups.

20 Q So then in some of those instances we are  
21 talking about winning and losing elections as dis-  
22tinguished from discrimination, aren't we?

23 A Yes.

24 Q For instance, right now the President of the  
25 United States is a Republican, isn't he?

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1       A. Yes.

2       Q. So simply because he is a Republican we  
 3 wouldn't say that those of us who happen to be Demo-  
 4 crats are discriminated against? On the other hand  
 5 we simply lost an election, didn't we?

6       A. That's correct.

7       Q. MR. LUNA: That's all.

RECORDS EXAMINATION

8 BY MR. BURKLEY:

9       Q. Let me clear up just one point there, Doctor,  
 10 please. From the questions that Mr. Luna has just  
 11 asked you, the questions are predicated on the fact  
 12 that winning and losing an election is the basis on  
 13 which you have contended that a losing party or candi-  
 14 date has been discriminated because he lost?

15       A. No.

16       Q. Is that what you were saying or is it because  
 17 of this system and the method of the election that is  
 18 the discrimination?

19       A. It's my contention it's the method of elec-  
 20 tion in discriminating against specific segments of  
 21 our society.

22       Q. Going back to your 1968 election that he just  
 23 referred to, if the members of the School Board had  
 24 been elected by districts do you believe that the op-

1 position that lost its whole slate could have elected  
 2 at least one member?

3 A I think it was highly likely that they would  
 4 have elected one member.

5 Q So it is not that their being defeated that  
 6 was discrimination but the method by which they had to  
 7 be elected brought about the discrimination, is that  
 8 what you had reference to?

9 A Yes.

10 MR. BUNKLEY: That's all.

11 REDIRECT EXAMINATION

12 BY MR. LUNA:

13 Q By discrimination we mean if it was broken  
 14 up into districts it would give some groups more of a  
 15 political advantage than they have at this time, don't  
 16 we?

17 A Yes.

18 MR. LUNA: That's all.

19 MR. BUNKLEY: One other question.

20 REBUTTAL EXAMINATION

21 BY MR. BUNKLEY:

22 Q Is it the group that has the political ad-  
 23 vantage that you have reference to or would it give the  
 24 individual voter an opportunity to have his voice ade-  
 25 quately heard by the person that is running within his

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 DALLAS, TEXAS

1 district? In other words, if the individual voter  
 2 wanted to expound his philosophy, can he do it better  
 3 by having to elect a person representing a single-  
 4 member district or can he have the same effect or will  
 5 his voice have the same effect on an individual who is  
 6 running at-large where he has to be elected from the  
 7 entire county?

8 A I think a person who represents a single  
 9 district would be more sensitive to the needs of that  
 10 community, would be more articulate in expounding the  
 11 causes of that area without doubt.

12 Thank you, Mr. Chairman. That's all.

13 RECORD OF DIRECT EXAMINATION

14 Q Let me come back to the Republican Party  
 15 once more, Doctor. We have not identified in this  
 16 record what party, political party that you belong to  
 17 and I don't propose to ask you at this time. But are  
 18 you aware that there are approximately ten members of  
 19 the legislature, that is the House of Representatives,  
 20 who are Republicans?  
 21 A I know there are some Republican members,  
 22 particularly from West Texas and one from here and one  
 23 from Houston too I guess.  
 24 Q Would you also agree that more or at least

1 half of the seats in the legislature of the hundred  
2 and fifty places are elected from single-member dis-  
3 tricts?

4 A Yes.

5 Q And so far as the Republicans are concerned  
6 would you agree, as our record shows in other depo-  
7 sitions, that only two of those Republicans are elected  
8 from single-member districts and the other eight are  
9 elected from multi-member districts?

10 A I didn't know that.

11 Q I see.

12 A But it was -- Well, I just didn't know  
13 that.

14 Q Well, at least you do know that one of the  
15 Republicans --

16 A Agaich.

17 Q -- was elected from Dallas County in a multi-  
18 member district?

19 A That's right.

20 Q And I assume that you know that there is --

21 MR. MAUZY: There are several Re-  
22 publican members in the House in Harris  
23 County that run on an at-large basis too.

24 Q Yes. You are aware of that too, aren't you?

25 A Yes.

1 MR. WHITFORD: MR. LEWIS: That's all, thank you.

2 MR. WHITFORD: MR. LEWIS: That's all, thank you.

3 MR. WHITFORD: MR. LEWIS: That's all, thank you.

4 MR. BURKE: I have no further

5 questions. Can we have the record closed at this

6 time? MR. LEWIS: I have no further ques-

7 tions at this time.

CROSS EXAMINATION

8 BY MR. WHITE: You've been asked many questions today.

9 I'd like to ask you a question, please.

10 I'm John White and my firm represents Johnny Harriett  
11 et al., and others, who are plaintiffs in this suit.

12 If I had been the one asking these questions here this  
13 morning would you have answered them substantially the  
14 same way?

15 MR. LEWIS: Oh, yes.

16 MR. WHITE: MR. LEWIS: That's all I have.

17 MR. LEWIS: MR. WHITE: That's all I have.

18 MR. LEWIS: MR. WHITE: That's all I have.

19 MR. LEWIS: MR. WHITE: (Signature waived by agreement  
of all parties present)

20 MR. LEWIS: MR. WHITE: That's all I have.

21 MR. LEWIS: MR. WHITE: That's all I have.

22 MR. LEWIS: MR. WHITE: That's all I have.

23 MR. LEWIS: MR. WHITE: That's all I have.

24 MR. LEWIS: MR. WHITE: That's all I have.

1 STATE OF TEXAS. I, Linda Kidd, Notary Public duly commissioned  
2 COUNTY OF DALLAS, State of Texas, do hereby certify that  
3 I, Linda Kidd, a Notary Public duly commissioned  
4 and qualified in and for the County of Dallas, State  
5 of Texas, do hereby certify that, pursuant to the agree-  
6 ment hereinbefore set forth, there came before me on  
7 the 31st day of December, 1971, at 12:00 o'clock p.m.,  
8 at the offices of MULLINAX, WELLS, MAUZY & BAAB, INC.,  
9 1601 National Bankers Life Building, Dallas, Texas, the  
10 following named person, to-wit, DR. EMMETT J. CONRAD,  
11 who was by me duly sworn to testify the truth and  
12 nothing but the truth of his knowledge touching and  
13 concerning the matters in controversy in this cause;  
14 and that he was thereupon carefully examined upon his  
15 oath and his examination reduced to writing under my  
16 supervision; that the deposition is a true record of  
17 the testimony given by the witness, and that the signa-  
18 ture of the witness to his deposition was waived by all  
19 parties present, pursuant to the stipulation heretofore  
20 set forth.

21 I further certify that I am neither attorney or  
22 counsel for, nor related to or employed by, any of the  
23 parties of the action in which this deposition is ta-  
24ken, and further that I am not a relative or employee  
25 of any attorney or counsel employed by the parties

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DALLAS, TEXAS

1 ~~barato, or financially interested in the action.~~ NO STARS

2 IN WITNESS WHEREOF, I have hereunto set my hand  
3 and affixed my notarial seal this 1<sup>st</sup> day of  
4 January, A. D. 1972. You will not be at Notary Law  
5 office on 1<sup>st</sup> January, 1972. Please call me at 824-1111.  
6 *Linda E. Eddleman*  
7 LINDA EDDLEMAN, NOTARY PUBLIC IN  
8 AND FOR DALLAS COUNTY, TEXAS

9 My Commission Expires June 1, 1973

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UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF TEXAS

AUSTIN DIVISION

CURRIES GRAVES, ET AL.

Civil Action No. A-71-CA-142

BEN BARNES, ET AL.

DIANA REGESTER, ET AL.

Civil Action No. A-71-CA-143

VERSUS

BOB BULLOCK, ET AL.

JOHNNY MARRIOTT, ET AL.

Civil Action No. A-71-CA-144

PRESTON SMITH, ET AL.

VAN HENRY ARCHER, JR.

VERSUS

PRESTON SMITH, ET AL.

Civil Action No. A-71-CA-145

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ORAL DEPOSITION OF  
MR. UTAH KIRK

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**APPEARANCES:**

MR. JOHN COLLINS  
Attorney at Law  
1400 National Bankers Life Building  
Dallas, Texas

**APPEARING FOR THE PLAINTIFF,**  
**DIANA REGISTER, ET AL.**

MR. ROBERT M. GREENBERG  
MR. JOHN WHITE  
STAMPFIELD & GREENBERG  
1100 Mercantile Securities Building  
Dallas, Texas

**APPEARING FOR THE PLAINTIFF,**  
**JOHNNY MANNOTT, ET AL.**

MR. DALE LUTHER  
Attorney at Law  
Dallas Federal Savings Building  
Dallas, Texas

**APPEARING FOR THE DEFENDANT,**  
**ROY ORR**

MR. WARDLOW LANE  
Attorney General's Office  
Austin, Texas

**APPEARING FOR THE STATE OF TEXAS**

SAI-AQ-1E-A, OM  
-----  
**ORAL DEPOSITION OF**  
**MR. UTAH KIRK**

**ANSWERS AND DEPOSITION of MR. UTAH KIRK,**  
a witness produced on behalf of the Defendant,  
Roy Orr, taken in the above styled and numbered  
cause on the 31st day of December, A. D., 1971.

before Nancy C. Blinker, a Notary Public and  
Certified Shorthand Reporter, in and for Dallas  
County, Texas, in the office of MR. JOHN  
COLLINS, located at 1600 National Bankers Life  
Building in the City of Dallas, County of Dallas  
and State of Texas in accordance with the  
agreement hereinafter set forth.

**MANDY BLINKER  
CERTIFIED COURT REPORTER  
R/T 6-6861  
DALLAS, TEXAS**

#### **ASIANA**

It is hereby agreed by and between the parties hereto that this deposition is being taken under the same agreement that was adopted and made a part of the depositions of the Members of the Redistricting Board that were deposited this week.

1960-1961 學年 第一學期  
英語系學生會

九月廿六日，晴。晚，同人游北山。

新嘉坡，1923年1月25日

本社人馬內外門面  
總經理：王國華

**HARRY BLINKER**  
**CHICAGO SUNSHINE REPORTER**  
**IN CHICAGO**  
**BALLAR VENUE**

1                   MR. UTAH KIRK,

2 having been first duly cautioned and sworn to  
3 testify the truth, the whole truth and nothing but  
4 the truth, testified on his oath as follows:

5                   DIRECT EXAMINATION

6                   BY MR. LUNA:

7                   Q     What is your name, please, sir?

8                   A     Utah Kirk.

9                   Q     Mr. Kirk, where do you live?

10                  A     2402 Naomi.

11                  Q     Is that in Dallas --

12                  A     Yes.

13                  Q     -- Dallas County, Texas?

14                  A     Yes.

15                  Q     How long have you lived in Dallas  
16 County, Texas?

17                  A     All my life except for the time I spent  
18 in school and the Army.

19                  Q     How old are you?

20                  A     Forty-eight.

21                  Q     So you have lived in Dallas, Dallas  
22 County, Texas, forty-eight years?

23                  A     Yes.

24                  Q     Except for the time you spent in school  
25 and in the Army?

1 A Right.

2 Q Where outside of Dallas, first of all.

3 did you go to school?

4 A I went to school in Lawton, Oklahoma.

5 Q Lawton, Oklahoma?

6 A Yes. And while I was in the service,

7 I went to the University of Hamburg in Germany.

8 Q You say you were in the service. You  
9 are talking about the Armed Services of the United  
10 States?

11 A Yes.

12 Q When were you in the Armed Services,  
13 for what period of time?

14 A 1941 to 1944.

15 Q You may need to talk just a little  
16 louder so she can hear you.

17 A From 1941 to 1944.

18 Q Did you serve overseas?

19 A Yes.

20 Q Where?

21 A As a matter of fact, nine foreign

22 countries in Europe.

23 Q Nine foreign countries in Europe. Did  
24 you receive Service decorations of any type during  
25 the service?

1 A Oh, yes, I have approximately nine  
2 ribbons and four major battle stars.

3 Q Four major battle stars?

4 A Yes.

5 Q Were you honorably discharged?

6 A Yes.

7 Q What type of work do you do at this  
8 time, and have you generally done for the last  
9 several years?

10 A For the past six years I have been  
11 retired.

12 Q From what were you retired?

13 A Civil Service.

14 Q What part of the Civil Service were you  
15 in?

16 A Post Office Department.

17 Q And you have been retired then for  
18 approximately --

19 A 1964.

20 Q Since 1964?

21 A Yes.

22 Q When you were active in the Post Office  
23 did you work in the Dallas Post Office?

24 A Yes.

25 Q In what capacity?

1      A. First I started out as a mail handler.  
 2      Then I worked as a special delivery sortor. Then  
 3      I worked as a clerk. I worked as a truck driver.  
 4      And that's it was all I worked in the post office.

5      Q. Mr. Kirk, since we are taking your  
 6 deposition in writing, which will be offered to the  
 7 court perhaps without your being present, I want  
 8 to ask you a few questions that would not  
 9 otherwise be obvious from reading the record.

10     A. All right. I carry my bag out in.

11     Q. Some of these questions that I am going  
 12 to ask you now, we obviously can see, but it may  
 13 not be that way in court. If you are not present  
 14 when your deposition is offered, so, first of all,  
 15 would you tell me what color you are?

16     A. Black.

17     Q. All right, have you lived in an area,  
 18 or do you now live in an area in Dallas, Dallas  
 19 County, Texas, that is predominately inhabited by  
 20 members of the black or Negro race?

21     A. Yes, most of the time.

22     Q. And what area with reference to direc-  
 23 tions of town is that?   
 24     A. The Oak Cliff section of town.

25     Q. Outside Oak Cliff section?

1 A . . Yes, I would say from this place, it  
2 would be southeast.

3 Q Southeast?

4 A Yes.  
5 Q In working for the Post Office, and  
6 having been retired for the last few years, have  
7 you had an opportunity to be interested in  
8 observing politics in Dallas County, Texas, and  
9 especially as they affect the minorities, and  
10 especially the black minority?

11 A Yes.

12 Q Do you know of any incidents, Mr. Kirk,  
13 where in the last several years, including the  
14 current time, when the black people or any other  
15 minorities, or majorities for that matter, have been  
16 hampered in their attempt to register to vote?

17 A No.

18 Q On the other hand, has there been an  
19 overt effort to attempt to get all people, including  
20 minorities, to register to vote in Dallas County?

21 A There has been a maximum effort.

22 Q A maximum effort?

23 A Yes.

24 Q Have you been a part of that effort?

25 A Yes, I have been a part of that effort.

Q To help register folks and encourage them to register? A Definitely so. Q In your opinion, do the minorities, including the black people, and also the majorities, in Dallas County, Texas, have access to the political system, to vote and participate? A Yes, they do have.

Q As a matter of fact, again, isn't there an effort made by all segments of the community to encourage all people, regardless of race, creed, color, religion, or national origin, to participate more actively in the political system? A Yes.

Q Have you been a part of that effort? A I have been a part of that effort also. Q We are taking your deposition here today, Mr. Kirk, in connection with some lawsuits that are going to be heard beginning next week in Austin, Texas, in a three-judge Federal court attacking the redistricting of the State of Texas insofar as both the senatorial districts and legislative districts are concerned in Texas. You are aware of that, aren't you? A Yes.

Q Now, my questions are going to be  
mainly at this time in connection with the  
legislative redistricting plan for the House of  
Representatives of the State of Texas. You are  
aware, of course, that Texas has been redistricted  
in the last several redistricting plans that you and  
I can remember so that it had single member  
districts in some parts of Texas, but multi-member  
districts for the House of Representatives in  
Dallas County, that's right, isn't it?

A Yes.

Q Now, there are some allegations in this  
case by some Republicans and some minorities  
alleging that multi-member districts discriminate  
against, in the one instance against the Republi-  
cans, and the other allegation against the  
minorities; some of the minorities being black and  
some of them being brown. I want to ask you as  
a member of the black race whether or not you  
are also generally familiar with the political  
realities in Dallas County as to the Mexican-  
American?

A Yes.

Q Now, have you at times made a study  
of, and considered the possibilities or probabilities

of running for the Texas Legislature yourself?

A. Yes, I have.

Q. Have you made a decision as to, if you had the choice, as to whether you would run from a single member district of just black people or a multi-member district covering the whole county, as to which way you would rather run?

A. Frankly, I would rather run from a multi-member district in Dallas County.

Q. Would you tell us why you would rather run from a multi-member district?

A. Well, first of all to me, the single member districts is nothing more than a form of discrimination.

Q. Why do you say that?

A. It is putting you in to a corner where you only represent the black people. Whereas a multi-member district gives you a chance to represent the people of Dallas and Dallas County, all of the people of Dallas and Dallas County and not just one special group.

Q. Is that another way of saying that people of all races need to learn to work together in government?

A. Definitely so.

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1           Q     In representative government in Dallas  
2 County multi-member districts, do you think a  
3 black person simply because he is black would be  
4 discriminated against or hurt by the multi-member  
5 districts?

6           A     By no means. I would like to answer  
7 that question another way also.

8           Q     All right.

9           A     The black people of Dallas have never  
10 been denied the privilege of voting in any election.  
11 It is usually the apathy of the black community  
12 that more blacks aren't elected. They have the  
13 same chance as any other race in the city to vote  
14 and elect members of their group, if they vote.

15           Q     If they go out and vote?

16           A     If they go out and vote.

17           Q     Now, I believe you are generally familiar  
18 with the election returns for the last -- last  
19 election, aren't you?

20           A     Definitely so.

21           Q     As I recall, we had a black man named  
22 Berlein Brashier who ran for the Legislature and  
23 was defeated in a run-off election, do you recall  
24 that?

25           A     Yes.

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Q: He was defeated by a white man? A: Yes, he was, although I didn't know exactly who it was. Although Mr. Brackens was defeated, if I recall, he received fewer votes, not percentage wise, but fewer votes in total numbers in the black community than he received in the white community. Is that approximately correct?

A: Yes, sir, I would say, definitely. Q: Is that that way you remember it?

Q: Do you know Rev. Zen Holmes? A: Yes, I know him. I am not too familiar with him. Q: Do you think Rev. Zen Holmes -- well,

first of all, is he a black man? Is he from this area?

A: Yes, definitely so, black, and I

Q: Is he also a member of the Legislature?

A: Yes, he is.

Q: Was he elected county-wide?

A: Yes, he was.

Q: Now, there have been allegations made that a county-wide election of members of the House of Representatives would not result in the election of a black man who was reasonably representative of the black community. Now, with that in mind my question is this: Would it be

1 reasonable to say that Rev. Zan Holmes who was  
2 elected under that system of county-wide elections  
3 is not representative of the black community?

4 A He is representing -- he is representing  
5 the whole Dallas County, yes.

6 Q But is he also a popular choice of the  
7 black community?

8 A Definitely so, yes.

9 Q So would it be correct to say that Zan  
10 Holmes is not able to relate to the black community.  
11 or would that be incorrect? Does he relate well  
12 to the black community?

13 A Zan does relate well to the black  
14 community.

15 Q Now, does he also relate well to the  
16 white community?

17 A He also relates well to the white  
18 community.

19 Q Now, I don't know whether you know  
20 his educational background or not. Do you know  
21 his educational background?

22 A Most of it.

23 Q Well, he is well-educated and articulate.  
24 isn't he?

25 A Yes, definitely so.

Q Do you know of any segment of the community, black, white, or brown, who has raised a great -- any great amount of complaint -- I guess there is some objection to anybody in a political office, but have you known of anything that we could call a ground swell of opposition by people of any color against Zen Holmes?

A No. Zen is one of the finest young men I have met.

Q Do you know Dr. Emmett Conrad?

A Yes.

Q What color is he?

A Black.

Q Does Dr. Conrad hold an office in Dallas?

A Yes.

Q What office does he hold?

A He has an office on Oakland. He has a doctor's office, I believe.

Q But is he a member of the Board of Trustees of the Dallas Independent School District?

A Yes.

Q Was he elected in the Dallas Independent School District at large, did they vote all over the district for him?

1 A Yes.

2 Q I believe in the Dallas Independent  
3 School District, maybe they have to live in a  
4 particular area, but they are voted on all over  
5 the district, right?

6 A Yes.

7 Q Now, the Dallas Independent School  
8 District covers most, but not all, of the City of  
9 Dallas together with parts of several suburban  
10 towns, does it not?

11 A Yes.

12 Q Wilmer Hutchins, for instance, is not  
13 in the Dallas School District, it is south of it.  
14 isn't it?

15 A Right.

16 Q But Seagoville, the City of Seagoville  
17 and the schools in it are in the Dallas School  
18 District, are they not?

19 A Yes.

20 Q And part of the City of Garland is in  
21 the Dallas Independent School District?

22 A Yes.

23 Q And perhaps some more areas, is that  
24 right?

25 A Yes.

1 Q Have you known of statements made  
2 lately on the radio and in other parts of the news  
3 media by Dr. Conrad where he has stated that he  
4 doesn't feel in the case of the School Board that  
5 the black community ought to be put in one  
6 district and set aside to itself, but that Dallas  
7 was sophisticated enough to elect a black district-  
8 wide, do you know that?

9 A ~~No~~ Yes; I never heard of that before.

10 Q A few years ago, Dallas had one Senator,  
11 did it not?

12 A Right.

13 Q Now, it has been said -- it was said  
14 at that time and is being said now about the House  
15 that when we divided the county up into some sort  
16 of single member districts, or less than county-  
17 wide, that perhaps more blacks would be elected.  
18 You have heard that said?

19 A Yes, I have.

20 Q Now, when Dallas County was divided  
21 up into three, and part of another, senatorial  
22 districts, was there a black elected?

23 A No.

24 Q The three Senators that represent the  
25 county are all three white?

1 A Yes.

2 Q And the one who represents the excess  
3 surplage with some other counties, Senator Hall,  
4 is white also?

5 A Definitely so.

6 Q Do you generally agree with what Dr.  
7 Conrad has said that you told us about a little  
8 bit ago insofar as not isolating the black commu-  
9 nity in one district is concerned?

10 A Oh, yes, definitely so.

11 MR. LUNA: I pass the witness.

12 CROSS-EXAMINATION.

13 BY MR. GREENBERG:

14 Q Mr. Kirk, my name is Robert Greenberg  
15 and I represent the plaintiff, Johnny Marriott  
16 and others in connection with this case, you  
17 understand that?

18 A Yes.

19 Q Now, Mr. Kirk, how many -- Let me ask  
20 you this, do you know what precinct you live in?

21 A Yes.

22 Q What precinct do you live in?

23 A 440.

24 Q About how many blacks from your  
25 experience usually vote in that precinct, in

1 percentage, in other words is it a predominantly  
 2 black precinct?

3 A Yes.

4 Q Or is it predominantly white or what?

5 A It is predominantly black.

6 Q Would you say that the total vote from  
 7 that precinct is fifty percent black, sixty percent,  
 8 or what would be your estimate?

9 A Oh, definitely not. It is very seldom,  
 10 if ever, fifty percent turnout in that precinct.

11 Q Now, my question is, Mr. Kirk, with  
 12 regard to those who vote --

13 A Yes, we have some blacks  
 14 -- how many, what percentage of those  
 15 who vote are black in that precinct?

16 A I would say at least seventy-five  
 17 percent were black.

18 Q Would you call Precinct Number 440  
 19 basically a conservative precinct or a liberal  
 20 precinct?

21 A I would say it is mixed.

22 Q Now, how many years have you been  
 23 voting in that precinct?

24 A Since 1959.

25 Q Since 1959, how many black candidates

1 the figures, but by a very nice margin, due to  
 2 the fact of Rev. Holmes' popularity and his  
 3 position with the United Methodist Church.

4 Q. And also due to the fact that he was  
 5 black?

6 A. Right, and due to the fact that he was  
 7 black.

8 Q. Would you say that Precinct 440 is --  
 9 in the general election basically votes Democrat  
 10 or basically votes Republican?

11 A. It basically votes Democrat.

12 Q. Now, if Precinct 440 was put in a  
 13 single member legislative district with other  
 14 precincts that voted seventy-five percent black,  
 15 that is the voters are seventy-five percent black,  
 16 would you say that a Republican candidate by  
 17 virtue of that district would be discriminated  
 18 against?

19 A. By all means definitely so. He wouldn't  
 20 have a ghost of a chance.

21 Q. Now, let me ask you this. You are  
 22 familiar with Dallas County as a whole, are you  
 23 not?

24 A. Yes.

25 Q. Now, you are familiar with the Highland

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1 Park section of Dallas County?

2 A Yes.

3 Q Are you familiar with the voting records  
4 of some of the precincts out in Highland Park?

5 A I have those figures at home. Yes, I  
6 am familiar with them.

7 Q Would you say that the majority of the  
8 voting precincts, or at least some of them, in  
9 Highland Park vote Republican in the general  
10 election?

11 A Yes.

12 Q Now, if that area of town was separated  
13 into a single member district, and that single  
14 member district was made up of precincts that  
15 basically vote Republican, would it be your  
16 opinion or not that a black Democratic candidate  
17 would be discriminated against in that district?

18 A Yes, he would be.

19 MR. GREENBERG: I believe

20 that's all.

21 MR. LANE: The Attorney

22 General's Office has no questions at  
23 this time.

24 A Thank you.

25 .00 Y A

26 ~~RECORDED BY: DALLAS TELEGRAMS CO., INC., DALLAS, TEXAS~~

1 BY MR. COLLINS  
2

3 Q Mr. Kirk, just a few questions, please.  
4 sir. Did you receive a subpoena to come here  
5 this morning?

6 A No.

7 Q You are here of your own free will --

8 A Yes.

9 Q -- and accord, isn't that correct?

10 A Yes.

11 Q And I assume Mr. Luna is the one that  
12 asked you to come and give your testimony this  
13 morning, is that correct?

14 A Yes.

15 Q And I'm sure you had an opportunity to  
16 talk with Mr. Luna briefly about what this was  
17 going to entail and, you know, what this case is  
18 about, is that a fair statement?

19 A I have known about this inquiry from  
20 the start. Politics happens to be one of my fields.

21 Q My question, Mr. Kirk, was you did  
22 have an opportunity to discuss the matter with  
23 Mr. Luna, is that correct?

24 A Yes.

25 Q And I assume that you discussed some

1 of the questions that would likely be asked of you  
2 here?

3 Q A No, sir, not a single question.  
4 Q Oh, you didn't talk about that?

5 A Not the questions that would be asked  
6 me here.

7 Q You didn't talk about that?

8 A No, definitely not. Let me say this  
9 while you are on that, I was asked to come down  
10 and a deposition would be taken just like that.  
11 I was asked if I would come down and give a  
12 deposition and I said yes I will.

13 Q Who called you to ask you to do that?

14 A Let me get that name together now.

15 Mr. Block.

16 Q Mr. Bach?

17 A Yes.

18 Q When did Mr. Bach give you a call, do  
19 you remember, Mr. Kirk?

20 A It was yesterday.

21 Q Yesterday?

22 A Yes.

23 Q About what time was it, do you recall  
24 roughly?

25 A No, I don't. It was in the morning, I

1 believe, it was in the morning.

2 Q What did Mr. Bach tell you when he  
3 called?

4 A Just asked me if I would come down to  
5 1601 National Life Building and give a deposition  
6 concerning the redistricting in the State of Texas.

7 Q Okay, you know Mr. Bach fairly well.  
8 don't you, Mr. Kirk?

9 A I do know of Mr. Bach. I don't know  
10 him very well:

11 Q Well, you know Mr. Luna, our Democra-  
12 tic County Chairman?

13 A Yes.

14 Q You know, and I assume you have worked  
15 with Mr. Luna as a number of people have over a  
16 period of time, would that be a fair statement?

17 A That would be a fair statement.

18 Q Now, are you presently a precinct  
19 chairman?

20 A No.

21 Q You have been in the past?

22 A No.

23 Q Oh, you have never been a precinct  
24 chairman? Since you have told us that you were  
25 familiar with the political situation here in Dallas

1 County, I would assume you would know about the  
2 Democratic Committee For Responsible Government,  
3 do you know about that committee?

4 A Yes, I do know about that committee.

5 Q Tell us just a little bit about what you  
6 know about the, and if we can use the initials,  
7 the DCRG?

8 A Nothing more than it is just an  
9 organization, a political organization.

10 Q Well do you know some of the people  
11 who participate in that committee?

12 A MR. GREENBERG: I don't  
13 understand your question.

14 THE WITNESS: I don't either.

15 MR. GREENBERG: Participate  
16 means as to what?

17 Q Participate in that organization, let me  
18 rephrase the question, the organization being the  
19 Democratic Committee For Responsible Government?

20 A That question is puzzling to me.

21 Q Do you know any people who are  
22 associated with, who have worked for, or who are  
23 now working for, the Democratic Committee For  
24 Responsible Government?

25 A I know quite a few people, now, whether

1 they are working for this committee, I don't know.

2 I know of the committee, definitely so.

3 Q My question, though, Mr. Kirk is, do  
4 you know anybody who has an office in that  
5 organization, or who holds himself out to be part  
6 of the Democratic Committee For Responsible  
7 Government?

8 A Yes.

9 Q And can you tell us who some of those  
10 people are that you know?

11 A Let's see.

12 THE WITNESS: If I am correct,  
13 let me ask a question, Earl, are you a  
14 part of that organization? I am sorry  
15 about that.

16 MR. COLLINS: Mr. Luna is  
17 shaking his head over there, and I  
18 assume he is shaking it negatively.

19 MR. LUNA: It happens that I  
20 am not a member of it.

21 A (Continuing) I believe that -- I don't  
22 know whether this statement is true or not, but I  
23 believe that Joe Rich is a part of that organization.  
24 and if I am wrong, somebody correct me here  
25 because I know of the organization, but the exact

1 members of this organization because it is mostly  
2 -- It is predominantly a white organization and I  
3 am not familiar with them.

4 Q Is Not very many blacks in that organiza-  
5 tion?

6 A What was that?  
7 Q There are not very many blacks in that  
8 organization, are there?

9 A Percentage wise, I think there are.

10 Q Oh, there are? Can you name some of  
11 the blacks?

12 A I understand that there are blacks  
13 associated with it.

14 Q Well, do you know any of them?

15 A I have no proof of this.

16 Q Do you know any blacks who hold  
17 themselves out as participating in the DCRG?

18 A An accurate statement would be that I  
19 can't answer that question.

20 Q Well, let me put it this way, Mr. Kirk,  
21 can you name some blacks that you know of  
22 who participate in the organization known as the  
23 Democratic Committee For Responsible Government?

24 A No.

25 Q But at any rate, do you know that

1 organization to be very influential in Democratic  
2 politics here in Dallas County, would that be a  
3 fair statement?

4 A Yes.

5 Q They do help or they assist candidates  
6 in making races, would that be a fair statement  
7 based on your knowledge?

8 A No, I can't truthfully say that they do  
9 assist candidates making races. I know of the  
10 organization and I know their purpose.

11 Q What is their purpose?

12 A The purpose of it is like the DCRG,  
13 what it says, Democratic Committee For Responsible  
14 Government. They represent and try to get  
15 responsible people for offices, Democratic offices.

16 Q Now, how did you come to know about  
17 that particular purpose of that organization?

18 A Well, I read an awful lot. I am a  
19 political strategist and my job is running political  
20 campaigns.

21 Q What political campaigns have you run  
22 in the past?

23 A Well, I have run and managed Zen  
24 Holmes' campaign. Earl Gobell's campaign. I  
25 have worked in School Board elections for the past

1 five years. As a matter of fact I have worked in  
2 just about all of the city and county elections for  
3 the past eight years, on some parts of them.

4 Q For the record, you probably already  
5 told us this, Mr. Kirk, but how long have you  
6 been in Dallas County?

7 A I have been here all my life.

8 Q Okay, were you here around say 1947 or  
9 '48, somewhere around in there?

10 A No.

11 Q Where were you at that time, if you  
12 recall?

13 A From '48, yes, I was here in '48. I  
14 was getting ready to go back in the Army, though,  
15 the Korean War.

16 Q Now, prior to 1966, Mr. Kirk, can you  
17 tell us the names of any blacks that you had an  
18 opportunity to vote for for the Texas Legislature  
19 here in Dallas, Texas?

20 A Prior to 1966?

21 Q Uh-huh.

22 A Let me ask you a question. The only  
23 black that I know of was Joe Lockridge. Let me  
24 get this straight now. Joe Lockridge ran as a  
25 black man for the House of Representatives. To

1 my knowledge he was the first black man to run  
2 from the City of Dallas for the House of Repre-  
3 sentatives.

4 Q Then did you happen to know Mr.  
5 Lockridge by any chance?

6 A Yes.

7 Q And being in the -- since you are in  
8 the political area here, Mr. Kirk, and since you  
9 mentioned Mr. Lockridge, I assume you also knew  
10 that he was endorsed by the Democratic Committee  
11 For Responsible Government, do you recall that?

12 A No.

13 Q You don't recall that?

14 A I don't know who he was endorsed by.

15 Q It wouldn't surprise you to learn of that  
16 fact, would it, Mr. Kirk?

17 A In politics, you are not surprised by  
18 anything. I know one thing that Joe got an awful  
19 lot of support from the white areas as well as  
20 from the black, naturally from the black, because  
21 he was the first black candidate to run.

22 Q Well, since you ran Ken Holmes'  
23 campaign, then you would also know that he too  
24 was endorsed by the Democratic Committee For  
25 Responsible Government?

1 A Oh, definitely so. Let me ask you this  
2 question. Candidates seek all endorsements they  
3 can get from all organizations, political, social,  
4 and other ethnic groups.

5 Q Well, let me ask you this question:  
6 Can you name all of the blacks that you can think  
7 of who have run for the Texas House of Represen-  
8 tatives who have not been endorsed by the  
9 Democratic Committee For Responsible Government?

10 A Let me say this that in the past whether  
11 or not Brashears or Sam Holmes or any of the rest  
12 of them was -- I know Sam was endorsed by the  
13 organization, but I don't know -- I am only  
14 interested in the candidates that I support.

15 Q My question is --  
16 A Whether they are black or white.

17 Q My question to you, Mr. Kirk, was this,  
18 can you name all of the black candidates, other  
19 than Mr. Lockridge and Mr. Holmes' who have run  
20 for the Texas House here in Dallas County who have  
21 not been endorsed by the Democratic Committee For  
22 Responsible Government?

23 A No, I can't name them.

24 Q As a matter of fact, isn't it true that  
25 Mr. Brashears is the only one in recent history

1 who has run in Dallas County as a black in the  
2 Texas House race who has not been endorsed by  
3 the DCRG?

4 A I didn't even endorse Brashears myself.

5 Q Well, my question to you is isn't that  
6 true?

7 A No, I am not aware of that.

8 Q Are you saying that he was endorsed  
9 by the DCRG?

10 A I am saying I wasn't interested in Mr.  
11 Brashears race. And people that I am not  
12 interested in their race, I don't support them and  
13 I don't keep up with their endorsements.

14 Q So then your testimony is that you  
15 wouldn't know anything about Mr. Brashears race,  
16 isn't that right?

17 A That's correct.

18 Q That's fine. Now, being involved in  
19 politics, Mr. Kirk, I assume you are also aware  
20 of the cost of running a campaign, are you not?

21 A Definitely so.

22 Q Politics can be a pretty expensive game,  
23 isn't that correct?

24 A It could be.

25 Q I assume in your experience in helping

1 In county-wide races, you found it to be expensive.  
2 would that be a fair statement?

3 A No, I can't say that.

4 Q What has your experience been, Mr.  
5 Kirk, with respect to county-wide races and their  
6 costs that you have observed based on your own  
7 knowledge?

8 A I know that you can run county-wide and  
9 it don't take that much money to run county-wide.  
10 As a matter of fact, you can even run a campaign  
11 on the telephone. We call it the boiler room.  
12 From various volunteer groups. It can be done.  
13 It does take a certain amount of money to run a  
14 campaign.

15 Q Well, you told Mr. Luna a moment ago,  
16 I think, that you yourself had thought about  
17 running for the Texas House, isn't that correct?

18 A Yes.

19 Q Well, I assume in thinking about that  
20 you have also had an opportunity to think about  
21 what it might cost?

22 A Definitely so.

23 Q Can you share with us your observation  
24 and your investigation as to what it might cost to  
25 run for the Texas House, county-wide here in

1 Dallas County?

2 A County-wide, it would cost me less  
3 than three thousand dollars.

4 Q How did you arrive at that figure?

5 A My experience in running campaigns.

6 Q Can you share with us some of that  
7 experience?

8 A Yes, you get as many endorsements as  
9 you can from various groups, social, religious,  
10 all groups that will endorse you. You get as  
11 much free help as you can. The most expensive  
12 thing about the House of Representatives would  
13 be the filing fee.

14 Q Okay, based on your --

15 A One lump sum.

16 Q Based on your experience, what have  
17 you found the filing fee to be?

18 A Well, frankly, I haven't decided yet to  
19 run or not and I haven't really checked into it.

20 Q So you don't know what the filing fee is?

21 A No, definitely not.

22 Q Have you investigated the cost of  
23 mailing out information to the voters county-wide?

24 A Yes, I know of this cost.

25 Q Can you tell us what you know about

1 that?

2 A Well, to mail to every voter in Dallas,  
3 Dallas County-wide, would cost you a beautiful  
4 piece of money. It would cost you well over  
5 five thousand dollars.

6 Q So on a three thousand dollar budget,  
7 you couldn't make a county-wide mailing, would  
8 that be correct?

9 A No, definitely not.

10 Q Of course, I assume as you told us a  
11 moment ago, you worked in the Post Office  
12 Department?

13 A Right.

14 Q And, I assume you are familiar with the  
15 cost of handling and delivering mail?

16 A Yes.

17 Q All right, so --

18 A Let me answer this question. You made  
19 the statement that I couldn't make a county-wide  
20 mailing --

21 Q On a three thousand dollar budget now.

22 A Well, it definitely wouldn't be necessary.  
23 As far as a black man is concerned, running a race  
24 in this town, you are concerned with more or less  
25 the black carrying the black area and a certain

1 amount of sympathetic whites would definitely  
2 have to go along with you. That is where the  
3 cost is, in the teas and receptions and invites  
4 come in which are done in various parts of the  
5 city like that.

6 Q Now, Mr. Kirk, being a black man,  
7 you know that Dallas is still a fairly segregated  
8 community, is it not?

9 A Definitely so.

10 Q It is still segregated as to housing, is  
11 that correct?

12 A The whole field is still --

13 Q Housing, schools --

14 A Yes.

15 Q -- employment?

16 A Yes.

17 Q Wouldn't that be a fair statement?

18 A Definitely so.

19 Q How can you as a black man say that  
20 you can run and be elected county-wide in Dallas  
21 County with Dallas still being the segregated  
22 community that it is?

23 A It has been proven.

24 Q How?

25 A Zen Holmes did it. George Allen did it.

1           Q    Well, I am talking about -- we are now  
 2   talking about the Texas Legislature. Just for the  
 3   moment, let's limit ourselves to the House of  
 4   Representatives. And there are only two men who  
 5   did that, is that right?

6           A    Lockridge and Holmes, right.

7           Q    Both of those, I believe, you told us  
 8   had the support and endorsement of the DCRG, is  
 9   that correct?

10          A    No, I didn't say that. Ben had it and  
 11   I pretty sure that Lockridge had it. I'm not sure  
 12   whether Lockridge had this endorsement or not.

13          Q    Well, based on your experience in  
 14   Dallas County politics, it is important to have  
 15   their endorsement, is it not, the endorsement of  
 16   the DCRG?

17          A    It would -- on all candidates, it would  
 18   be of help to some extent, yes, to have it. It  
 19   is definitely not essential to have their endorse-  
 20   ment to get elected. Just like you don't need  
 21   labor's endorsement to get elected.

22          Q    Can you name us all the blacks who got  
 23   elected to Texas House seats who have not had the  
 24   DCRG endorsement?

25          A    I only know of three that has run for the

1 House of Representatives.

2 Q In other words there haven't been any,  
3 isn't that correct, Mr. Kirk?

4 A I can't say that.

5 Q Now, I think you told Mr. Luna a  
6 moment ago that you were also familiar with the  
7 political realities here in the county with respect  
8 to the Mexican-American?

9 A Yes.

10 Q Have any Mexican-Americans been  
11 elected to the Texas House of Representatives here  
12 in Dallas County?

13 A I don't know of any that has run since  
14 I have been in politics.

15 Q So then the answer to my question is  
16 there have not been any that have been elected, is  
17 that right?

18 A That's right, to my knowledge.

19 MR. COLLINS: I believe that's  
20 all the questions I have.

21 REDIRECT EXAMINATION

22 BY MR. LUNA:

23 Q I have just a couple of other questions.  
24 He has asked you about the cost of mailing.  
25 Because of the cost of mailing being so high, is

1 that why so many political campaigns have gone to  
2 the use of the telephone and what we call the  
3 boiler room system, the use of telephones?

4 A. Definitely.

5 Q. Is that a much more economical way  
6 to reach voters, although it takes more work than  
7 writing a letter?

8 A. It takes more work and it is more  
9 effective than writing a letter.

10 Q. On the effectiveness for the black  
11 community and the county-wide delegation, Mr.  
12 Kirk, I'm going to ask you whether or not you are  
13 familiar with a year or two ago a problem with the  
14 elevated highway in the Spence community, do you  
15 recall that?

16 A. I am very familiar with that.

17 Q. Now, the Spence community is in a  
18 black part of town, is that right?

19 A. Yes, I know.

20 Q. And was the black community very, very  
21 displeased about that elevated highway coming  
22 through the black part of town because of the fear  
23 of rapes and robberies and other crimes that might  
24 be committed under that highway?

25 A. Yes, during certain hours there would be

1 Q Was there an effort made to get it  
2 lowered?

3 A Yes.

4 Q Would you tell us something about  
5 how that happened? Do you know about the  
6 methods that were used, who helped them with  
7 respect to the legislative delegation, did the  
8 legislative delegation help?

9 A Definitely, Rev. Zen Holmes.

10 Q Now, we have got, what, fifteen members  
11 of the delegation from Dallas?

12 A Yes.

13 Q And did -- there is a single member  
14 legislative district in Ellis County, an adjoining  
15 county, that is closer to the Spence community  
16 than Irving, Texas, which is in Dallas, isn't it?

17 A Yes.

18 Q And Carrollton, Texas, which is also in  
19 Dallas County?

20 A Yes.

21 Q Do you know Representative John Boyle  
22 of Irving?

23 A Yes.

24 Q And Representative Jack Blanton from  
25 Carrollton?

A Yes.

Q Those folks, although they are white, in the general election, would not have been elected had it not been for the black vote, would they?

A That's right.

Q And therefore when it came time to get that highway lowered, did they with all of the rest of the fifteen representatives in Dallas join with Mr. Ben Holmes in calling on the Highway Commission to lower that highway?

A A united effort by the House of Representatives to get the highway lowered.

Q From the Dallas County delegates?

A Dallas County, yes.

Q Now, the single member district, which is down in Ellis County, which was not voted on by the people of the Spence community, did not help, did they?

A That's right.

Q Did that accomplish a good purpose for the black community that they were unable to accomplish without that assistance from the House delegation?

MR. COLLINS: Let me interrupt

just a moment, Mr. Lane, I --

MR. LUNA: I withdraw the question.

MR. COLLINS: I hate to object on the grounds that it is leading, but I feel compelled to inform you at the time of trial we would have to object.

MR. LUNA: I pass the witness.

MR. COLLINS: We don't have any further questions at this time, but put this in the record, please. Mr. Kirk, would you mind waiting here just a few minutes since I may have a few more questions later on. I don't intend to keep you waiting long. Would that be agreeable with you?

**THE WITNESS:** Yes.

MR. COLLINS: Thank you very  
kindly.

MR. UTAH RICK

**STATE OF TEXAS** [Redacted] , I, **JAMES W. FERGUSON**, do solemnly swear,

**COUNTY OF DALLAS** [Redacted] , on my honor as a Notary Public, to tell the truth,

I have **SUBSCRIBED AND SWEORN TO** by the said

witness, **MR. UTAH KIRK**, before me, the under-  
signed authority, on this the 10 day of

NOVEMBER, A.D., 19.

**NOTARY PUBLIC IN AND FOR  
DALLAS COUNTY, TEXAS**

I, **JAMES W. FERGUSON**, Notary Public in and for Dallas County, Texas, do hereby certify that the foregoing instrument was acknowledged before me on the 10 day of November, A.D., 19.

I further certify that the witness, **MR. UTAH KIRK**, is a person of good character and reputation, and that he is personally known to me.

Given under my hand and seal this 10 day of November, A.D., 19.  
Notary Public in and for Dallas County, Texas.  
JAMES W. FERGUSON, Notary Public in and for Dallas County, Texas.

1 STATE OF TEXAS

2 COUNTY OF DALLAS

3 I, NANCY C. BLINKER, a Notary Public duly  
4 commissioned and qualified in and for the County  
5 of Dallas, State of Texas, do hereby certify that,  
6 pursuant to the Notice and agreement hereinbefore  
7 annexed and set forth, there came before me on the  
8 31st day of December, 1971, at eight o'clock, A.M.,  
9 at the office MR. JOHN COLLINS, 1600 National  
10 Bankers Life Building, Dallas, Texas, the following  
11 named person, to-wit, MR. UTAH KIRK, who was by  
12 me duly sworn to testify the truth and nothing but  
13 the truth of his knowledge concerning the matters in  
14 controversy in this cause; and that he was thereupon  
15 carefully examined upon his oath and his examination  
16 reduced to writing under my supervision; that the  
17 deposition is a true record of the testimony given  
18 by the witness, and that the signature of the witness  
19 to his deposition was to be before any Notary Public.

20 I further certify that I am neither attorney or  
21 counsel for, nor related to or employed by, any of  
22 the parties to the action in which this deposition is  
23 taken, and further that I am not a relative or  
24 employee of any attorney or counsel employed by  
25 the parties hereto, or financially interested in the

notions.

In witness whereof, I have hereunto set my  
hand and affixed my notarial seal this 20 day of  
August, A.D. 1900.

NANCY C. BLINKER, NOTARY PUBLIC  
IN AND FOR DALLAS COUNTY, TEXAS

My organization consists of 100 members.

1           IN THE UNITED STATES DISTRICT COURT  
2           FOR THE WESTERN DISTRICT OF TEXAS  
3           AUSTIN DIVISION

4           CIVIL ACTION NO. A-71-CA-142

5   VERSUS

6   BEN BARNES ET AL

7           CIVIL ACTION NO. A-71-CA-142

8           Bock

9           CIVIL ACTION NO. A-71-CA-143

10   VERSUS

11   BOB BULLOCK ET AL

12           CIVIL ACTION NO. A-71-CA-144

13   VERSUS

14   PRESTON SMITH ET AL

15   VAN HENRY ARCHER, JR.

16   VERSUS

17   PRESTON SMITH ET AL

18           CIVIL ACTION NO. A-71-CA-145

19   APPEARANCES:

20           CIVIL ACTION NO. A-71-CA-142, CURTIS GRAVES ET AL

21           VERSUS BEN BARNES ET AL

HON. STUART M. WELKIN and HON. DAVID H. BERG  
 American Civil Liberties Union  
 2012 First National Life Building  
 Houston, Texas

## ATTORNEYS FOR PLAINTIFFS

HON. CHARLES J. WILSON  
 Assistant County Attorney  
 Harris County Courthouse  
 Houston, Texas 77002

ATTORNEY FOR THE DEFENDANT  
 COMMISSIONERS' COURT OF  
 HARRIS COUNTY, TEXAS

HON. WARDLOW LANE, II  
 HON. SAMUEL B. McDANIEL  
 HON. PAT BAILEY and  
 HON. LEWIS JONES  
 Assistant Attorneys General  
 P. O. Drawer 12548  
 Capitol Station  
 Austin, Texas 78711

(Present)

ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET AL

CIVIL ACTION NO. A-71-CA-143, DIANA BRIGSTEDER ET ALVERSUS BOB BULLOCK ET AL

HON. OSCAR H. MAIZYA  
 Millinax, Wells, Maney & Baab, Inc.  
 1601 National Bankers Life Building  
 Dallas, Texas 75201

(Present)

HON. JOHN E. COLLINS  
 Kerioth & Collins  
 500 West 13th Street  
 Austin, Texas 78701

(Present)

ATTORNEYS FOR PLAINTIFFS

1 APPEARANCES (Continued):  
2

3 **HON. RONALD L. CLOWER**  
4 Clover & Stanford  
5 1212 San Jacinto  
6 Dallas, Texas 75202

7 ATTORNEYS FOR INTERVENORS  
8 DICK REED ET AL

9 **HON. JOHN L. ROACH**  
10 Roach and Robertson  
11 2620 Republic National Bank Tower  
12 Dallas, Texas 75201

13 ATTORNEYS FOR INTERVENORS  
14 MEMBERS OF THE REPUBLICAN  
15 PARTY OF DALLAS

16 **HON. R. JAMES GEORGE, JR.**  
17 Graves, Dougherty, Gee, Heron, Moody & Garwood  
18 204 Austin National Bank Building  
19 Austin, Texas 78701

20 ATTORNEY FOR INTERVENORS  
21 STATE REPUBLICAN PARTY AND  
22 SMITH COUNTY REPUBLICAN PARTY

23 **HON. DAVID R. RICHARDS**  
24 Attorney at Law  
25 600 West 7th Street  
26 Austin, Texas 78701

27 ATTORNEY FOR PLAINTIFFS AND  
28 INTERVENORS AFL-CIO ET AL

29 **HON. E. BRICE CUNNINGHAM**  
30 Attorney at Law  
31 Room 202, 2606 Forest Avenue  
32 Dallas, Texas 75215

33 ATTORNEY FOR INTERVENORS  
34 GEORGE L. ALLEN ET AL

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## 1 APPEARANCES (Continued):

2 HON. C. B. BUMBLEY, JR. (Present) (Signed)  
 3 Attorney at Law  
 4 3318 South Oakland  
 5 Dallas, Texas

6 ASSISTANT FOR INTERVENORS  
 7 HON. GEORGE L. ALLEN, EMMETT J. CONRAD AND ZAN WESLEY HOLMES,  
 8 JR.  
 9 Dallas County Courthouse  
 10 Dallas, Texas

11 HON. WALTER IRVIN (Signed)  
 12 Attorney at Law  
 13 301 North Market Street  
 14 Dallas, Texas 75202

15 HON. CLAU STERLING (Signed)  
 16 Attorney at Law  
 17 2818 Pennsylvania  
 18 Dallas, Texas 75215  
 19 Assistant  
 20 ATTORNEYS FOR INTERVENORS  
 21 THELMA WASHINGTON ET AL

22 HON. ED IRAB, JR., (Signed)  
 23 HON. GEORGE KORNEL  
 24 Attorneys at Law  
 25 319 Antec Building  
 26 San Antonio, Texas 78205  
 27  
 28 HON. FRANK BERNANDEZ (Present)  
 29 Bernandes, Gaxoria & Alexander  
 30 300 Southwest Building  
 31 Dallas, Texas 75202

32  
 33 HON. MARION LANE, II (Signed) (Present)  
 34 HON. SAMUEL D. McDANIEL  
 35 HON. PAT BAILLY and  
 36 HON. LEWIS JONES  
 37 Assistant Attorneys General  
 38 P. O. Boxer 12548  
 39 Capitol Station  
 40 Austin, Texas 78711  
 41  
 42 ATTORNEYS FOR DEFENDANTS  
 43 STATE OF TEXAS ET AL

**APPEARANCES (Continued):**

HON. WILL DAVIS  
 Heath, Davis & McCalla  
 202 Perry-Brooks Building  
 Austin, Texas 78701

HON. EARL LUMA (Present)  
 Attorney at Law  
 1002 Dallas Federal Savings Building  
 Dallas, Texas 75201

**ATTORNEYS FOR DEFENDANT**  
**ROY ORR**

**CIVIL ACTION NO. A-71-CA-144, MARRIOTT ET AL VERSUS****PRESTON SMITH ET AL**

HON. ROBERT M. GREENBERG and  
 HON. JOHN CURTIS WHITE (Present)  
 1105 Mercantile Securities Building  
 Dallas, Texas 75201

**ATTORNEYS FOR PLAINTIFFS**

HON. JOHN L. ROACH  
 Roach and Robertson  
 2620 Republic National Bank Tower  
 Dallas, Texas 75201

**ATTORNEY FOR INTERVENORS  
 MEMBERS OF THE REPUBLICAN  
 PARTY OF DALLAS**

HON. WARDLOW LANE, II (Present)  
 HON. SAMUEL D. McDANIEL  
 HON. PAT BAILEY and  
 HON. LEWIS JONES  
 Assistant Attorneys General  
 P. O. Drawer 12548  
 Capitol Station  
 Austin, Texas 78711

**ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET AL**

## 1 APPEARANCES (Continued):

2 CIVIL ACTION NO. A-71-CA-143, VAN HENRY ARCHER ET AL.,

3 ET AL VERSUS FRANCIS SHAW ET AL,

4 MR. NATHAN W. RASOR  
 5 MR. J. DOUGLAS MC GUIRE  
 6 400 Alamo National Building  
 7 San Antonio, Texas 78203

## 8 ATTORNEYS FOR PLAINTIFFS

9 MR. MARLOW LANE, II  
 10 MR. SAMUEL D. MARSHIEL  
 11 MR. PAT BAILEY and  
 12 MR. LEWIS JONES  
 Assistant Attorney General  
 13 P. O. Drawer 12348  
 Capitol Station  
 14 Austin, Texas 78711

(Present)

(Continued)

15 ATTORNEYS FOR DEFENDANTS  
 STATE OF TEXAS ET AL

16 ANSWERS AND DEPOSITION of MR. GEORGE BOCH, pre-  
 17 ceived as a witness at the instance of the Plaintiffs,  
 Diana Rogester et al, taken in the above styled and  
 numbered causes on the 31st day of December, A. D.,  
 1971, at 2:00 o'clock p.m., before Linda Kidd, a Notary  
 Public in and for Dallas County, Texas, at the offices  
 of MELLINAX, WELLS, MAUNY & BAAB, INC., 1601 National  
 Bankers Life Building, in the City of Dallas, County  
 of Dallas and State of Texas, in accordance with the  
 agreement hereinafter set forth.

LINDA KIDD

COURT REPORTER  
 100-2241  
 DALLAS, TEXAS

**A G R E E M E N T**

It is hereby agreed by and between the parties hereto that this deposition is being taken under the same agreement that was adopted and made a part of the depositions of the Members of the Redistricting Board that were deposed this week.

It is further agreed by and between the parties hereto, through their attorneys appearing herein, that the Notary Public taking this deposition may return and file the same without the signature of the witness thereto, said signature of the witness being waived by all parties, and said deposition to be used on the trial of these causes with the same force and effect as though the same had been read and signed by the said witness.

1 MR. GEORGE BOCH,  
2 a witness named in the annexed agreement, being of  
3 lawful age and being first duly cautioned and sworn  
4 in the above causes, testified on his oath as follows:

5 DIRECT EXAMINATION

6 BY MR. COLLINS:

7 Q Will you state your full name for the record,  
8 please, sir?

9 A George Boch.

10 Q Any middle initial or name?

11 A None.

12 Q Your address?

13 A 6843 Sperry Street, Dallas, 75214.

14 Q Business or occupation?

15 A Contractor.

16 Q Is that construction contractor?

17 A Building construction.

18 Q Okay. How long here in Dallas County, have  
19 you been here in Dallas County?

20 A Except for six years in the Military Service  
21 and five or six years just prior to World War II all  
22 of my life since I was eight years old.

23 Q Mr. Boch, as I understand it you have been  
24 served with a subpoena to bring some records here with  
25 you in your capacity --

1 A Right.

2 Q -- in the organization of the Democratic  
3 Committee for Responsible Government, is that correct,  
4 sir?

5 A That's correct.

6 Q Can you tell His Honors just what your po-  
7 sition in that organization is, please?

8 A I was elected as its Temporary Chairman a year  
9 or two ago and they haven't replaced me yet.

10 Q Do you know who any of the other officers of  
11 that organization are?

12 A I don't remember who was elected Vice-Presi-  
13 dent. I believe that Jack Hanson is Secretary. When  
14 I say Vice-President I don't believe there is any sec-  
15 ond to me. I think we have -- I don't think we have  
16 a Secretary named Jack Hanson and a Treasurer named  
17 Yeldell, Clifford Yeldell, Y-e-l-d-e-l-l (spelling).

18 Q Is he on the Board of Directors -- yes, he  
19 is I believe, okay. Let me ask you that: Is Mr.  
20 Yeldell on the Board of Directors?

21 A Yes, he is on.

22 Q In response to the subpoena I think you have  
23 brought with you here two particular documents which I  
24 would like to ask the court reporter to mark at this  
25 time.

1 MR. COLLINS: Mark those as two  
 2 separate exhibits, please.

3 (Whereupon the instruments  
 4 handed to the reporter were  
 5 marked Exhibit Plaintiff's  
 6 Exhibits 1 and 2, which are  
 7 hereby attached and made a  
 8 part of this deposition.)

9 Q Mr. Book, I hand you what has been marked in  
 10 the record for purposes of your deposition as Plain-  
 11 tiff's Exhibits Nos. 1 and 2 and ask you to look at  
 12 those and tell the Court what those are, please.

13 A No. 1 is a copy of the Constitution and By-  
 14 Laws of the organization dated December 1970. No. 2  
 15 is a list of the Board of Directors that are presently  
 16 serving.

17 Q Now, I noticed that Plaintiff's 2, the Board  
 18 of Directors, also indicates for the years 1970 through  
 19 1972, is that correct?

20 A That's correct.

21 Q Do you know whether or not a list exists for  
 22 years prior to 1970 with respect to your Board of  
 23 Directors?

24 A I'm fairly sure that there never has been a  
 25 prior list of Board of Directors ever even published.  
 26 If it is I don't know of its existence.

27 Q Say prior to December of '70 with respect to

1 Plaintiff's Exhibit 1 was there a prior Constitution  
2 and Bylaws?

3 A Yes, there was. I have seen that. This was  
4 amended just prior to the date of this one, before  
5 December of 1970.

6 Q Do you know where a copy of that might be,  
7 of the prior existing Constitution and Bylaws?

8 A I personally might have a copy.

9 Q I would ask you when you get back home some  
10 time this weekend if you would be kind enough to check  
11 and see if you do have a copy of that and if so would  
12 you be kind enough to furnish that to Mr. Luna?

13 A I would be glad to.

14 Q All right, sir.

15 A I think I know generally the changes that  
16 were made but I can recognize it when I see it.

17 Q Mr. Boch, just a word or two about the  
18 D.C.R.C. Can you tell us a little bit about when and  
19 where and by whom it was organized?

20 A Yes. I was not very knowledgeable in the  
21 mechanics of politics in 19 hundred and 66/65 when Joe  
22 Rich asked me if I would be his campaign manager. And  
23 he told me the duties would be light and he would tell  
24 me, or I would be informed of what I would have to do.  
25 After the filing date a number of people -- Well,

1 First let me say that his campaign and his volunteer-  
 2 ing to run for the office was based on --  
 3 Q: Now, this is what office, please?  
 4 A: County Chairman. Was based on a commitment  
 5 from a number of us that we would help elect precinct  
 6 chairman similar ideology to him on the Executive Com-  
 7 mittee. Well, once those peoples' interest was ex-  
 8 cited and they volunteered to serve, they then became  
 9 interested in the campaign to elect him and themselves.  
 10 There weren't any funds available to them at all and  
 11 he had very little but he was trying to direct the  
 12 campaign for both of them and his public relations firm  
 13 was and we just felt like they were too restrictive.  
 14 We had a lot of possibility of a lot of volunteers  
 15 that has validity and who had originality and yet they  
 16 weren't being used and so I and two or three of these  
 17 other people went to him and said let's just disconnect  
 18 the precinct chairman from you, let them do anything  
 19 they want to to get themselves elected, let them make  
 20 any mistakes that you think they may want to make, but  
 21 let's sever the two. And he said, "What will they use  
 22 my money?" And at that time I told him, "Well, there's  
 23 about \$2,000.00 in the -- that you have. Let's just  
 24 tell them no go ahead and spend a thousand dollars and  
 25 we'll just honor the bills." And so he agreed and

1 within three days they had their own organization set  
2 up and they never did use the money.

3 Q About what period of time was all this taking  
4 place?

5 A In the spring of 1966. The no-form organiza-  
6 tion was formed. This was just a group of people that  
7 worked together to elect precinct chairmen.

8 Q Can you tell me just briefly who some of these  
9 people were?

10 A Yes. Gene Wright was a leader; he's not in  
11 the city anymore; if he is he's very quiet and I don't  
12 know it. A number of the precinct chairmen who are  
13 still on the committee. I was in the group. Let me  
14 see if I can refresh my memory out of this.

15 Q Okay. Look there on Plaintiff's Exhibit No.  
16 2 and see if you can refresh your memory.

17 A Bob Gibson was active in it; he's a member  
18 of the Board here. Johnnie James was active, Lonnie  
19 Wilson was active.

20 Q What about Mr. Melton?

21 A Not particularly active, no. He just ran as  
22 a candidate. This was generally people who had never  
23 before participated. That was one reason Joe was ap-  
24 prehensive of the action. These were people who hardly  
25 even knew what a precinct chairman was and suddenly were

1 running for the office of Precinct Chairman. For in-  
 2 stances, one of my competitors, Matt Creek, who didn't  
 3 even know what a precinct convention was. This whole  
 4 thing was new to him and invigorating and invigorating  
 5 and they just got with it.

6 Q Have you yourself ever been a precinct chair-  
 7 man?  
 8 A No.

9 Q Have you ever run for the office of Precinct  
 10 Chairman in the Democratic primaries?

11 A No.

12 Q Have you ever held any public office year-  
 13 half?

14 A No. The Precinct Chairman elected me as  
 15 Secretary of the Democratic Party. That's not a pub-  
 16 licly elected office.

17 Q When was this?  
 18 A At their organizational meeting right after  
 19 the last primary.

20 Q This was the primary in '70?

21 A Uh-huh.

22 Q 1970?

23 A Uh-huh.

24 Q And do you still hold that office?

25 A I still hold it.

1 Q How long have you held the office of Temporary Chairman in the D.C.R.G?

2 A I was elected at their last annual meeting which I guess was right after the last general election.

3 Q That would have been November of 19 --

4 A The meeting may have been held in November or December. Within a month or two after the --

5 Q Of 1970?

6 A Right.

7 Q So you have held that temporary chairmanship since that time?

8 A That's correct.

9 Q To the present?

10 A That's correct. Prior to that there was no chairman. The agreement was that anybody could call a meeting and anybody could serve.

11 Q Prior to the time you were elected Temporary Chairman what was Mr. Rich's function in the organization?

12 A The rule -- when the organization was first or when they first decided to formalize an organization was after Rich got elected.

13 Q That would have been when?

14 A In 1966. They decided that they had worked

1 with each other so well and they enjoyed it that they  
2 thought the organization ought to be formalized and  
3 just keep it up. So I think fifteen or twenty of us  
4 met several times and hacked out a Constitution. But  
5 at that time I feel sure the Constitution provided, not  
6 that there would be no elected offices to the organiza-  
7 tion, that anybody that wanted to could call a meeting  
8 and he would preside over that meeting. If my memory  
9 serves me correctly this is the first time they have  
10 ever elected anybody with a title, this last time.

11 Q Say prior to the time you had obtained the  
12 title, how would you describe Mr. Rich's participation  
13 in D.C.R.O.T?

14 A I failed to answer your question; I'll answer  
15 it now. The rules were that any elected official could  
16 not be a member. He's automatically out if he has been  
17 participating. He's not allowed a vote or anything.  
18 They may discuss things with him and may talk to him  
19 but once elected he's through; he has no vote.

20 Q So Mr. Rich was not a member of the organiza-  
21 tion, is that right?

22 A No, he never was even before and after elected  
23 he was ineligible. They want to review the County Chair-  
24 man's conduct just as well as they want to review any-  
25 body else's. And they just exclude him from having a

1 vote; he is not a member.

2 Q Mr. Rich then was not a member of the  
3 D.C.R.G.?

4 A No.

5 Q Now, let me ask you this question, Mr. Bech:  
6 How long have you yourself personally been associated  
7 with the D.C.R.G.?

8 A Well, I was one of the originators of both  
9 the first and the informal organization where it had  
10 no name and later on after the 1966 primary in which  
11 they adopted a name. Well, they did adopt a name I  
12 believe before the election. I think they decided they  
13 had to have a name and so they just decided on this  
14 name, the Democratic Committee for Responsible Govern-  
15 ment. They had to have a name; I recall that.

16 Q Refresh my memory on how long Mr. Rich served  
17 as the Democratic County Chairman.

18 A He was elected twice and resigned about six  
19 or eight months before the filing date for the third  
20 term. He was elected once and then again and then re-  
21 signed before that term was over.

22 Q Let's kind of pinpoint that for the record,  
23 just from a rough estimate standpoint as to when,  
24 approximately when he resigned.

25 A I would have to guess probably in the latter

1 part of 19 hundred and 69. That's a guess.  
 2 Q All right. Now, from that time to the present  
 3 has Mr. Rich held any position, office or otherwise in  
 4 the D.C.R.G.T.  
 5 A No. He was nominated on the floor of their  
 6 meeting to be a director and at that time made a state-  
 7 ment that he didn't want to be a director unless he  
 8 saw which direction this organization was going and he  
 9 proposed some Bylaws which the group turned down and  
 10 he refused the nomination so he was never voted on.  
 11 He's never held office in the organization if that an-  
 12 swers your question.

13 Q All right, fine. What is the present address  
 14 of the organization?

15 A Well, the only permanent address we can  
 16 afford is a post office box 50023, Dallas. Now, what  
 17 we are going to do or what we are thinking about doing,  
 18 there's some office space available here that we are  
 19 going to have to try and move into to get ready for  
 20 whatever we have to do, and don't have a room any more  
 21 bigger than this, to get ready for the election of the  
 22 Precinct Chairman that they ask to file for the office.

23 Q You are talking about now the upcoming elec-  
 24 tion for '72?

25 A Uh-huh.

1 Q Has the D.C.R.G. ever had an office based  
2 on your knowledge?  
3 A There was office space provided us in a  
4 building in which Rich and his partner owns. We moved  
5 out of it and have never had a permanent home except  
6 one time. We had some space on Harry Hines Boulevard  
7 for about six months and something happened to our  
8 records, our furniture and all or part of it, and it  
9 disappeared and since then we have been just without  
10 really an office.

11 Q I think you said that Mr. Rich and his part-  
12 ner did provide office space, is that correct, at one  
13 time?

14 A Yes, his partner is a member of this Board.

15 Q In what city?

16 A Always has been. Ernest Wright. He lives  
17 at Garland.

18 Q I think his address is shown on Plaintiff's  
19 Exhibit 2 as 2727 Cedar Springs.

20 A That's the business address.

21 Q That's the business address?

22 A Uh-huh.

23 Q I assume that address has been used for mail-  
24 ing and telephone purposes before?

25 A Well, Rich printed stationery or we used it

1 at that address and even used the same paper after we  
2 moved out of there for a long time unwittingly and  
3 then we got the post office box. And I found out later  
4 we had a telephone number on there that wasn't even  
5 ours and we removed that. Or at least when we have a  
6 letter reproduced it's still on the paper and just  
7 scratch it out.

Q Who's telephone number was that?

A Well, it was a telephone number that was in  
Rich's office. And when the County Chairman's office  
was transferred I guess the thing went with it. I  
don't know. I don't know whose telephone number it  
is frankly. We have never had a telephone number listed  
to my knowledge.

Q Of course, Mr. Lunn who is here today is one  
of the lawyers in this case for some of the parties.

A He was before he was elected.

Q What was Mr. Lunn's association?

A Just as an ordinary participant.

Q Just as a member of the organization, is that  
correct?

A When I say member I have to say that advised-  
ly. We say in our Constitution a man has to make writ-  
ten application. I don't think that's ever been in-

1 sisted upon and I can't really tell you that anybody  
2 is a member except he did participate.

3 Q About the written application, did you ever  
4 make a written application to join the organization?

5 A Those of us who first wrote the Constitution  
6 did and I think it died there just simply through  
7 inertia. We don't have the overhead or the organiza-  
8 tion to handle these things and procedure and we just  
9 forgot it.

10 Q So if I understand you correctly then that  
11 part of your Bylaws just more or less fell into dis-  
12 use?

13 A It's just like a dead statute. This is not  
14 a formal organization.

15 Q Has Mr. Luna ever been on the Board of Di-  
16 rectors for example?

17 A I don't believe he has.

18 Q How do you determine who is a member and who  
19 is not a member of the D.C.E.G.?

20 A As I say we don't have a formal list and who-  
21 ever is a member usually is somebody who will partici-  
22 pate and we don't go through these formalities. We  
23 assume every Precinct Chairman who accepts our endorse-  
24 ment is one of us. We assume if someone wants to hand  
25 that Precinct Chairman ten bucks to buy stamps with the

1 he's with us or if they support him maybe at a precinct  
2 convention. We don't have a list of all these people  
3 but --

4 Q Is it your testimony that you do not have a  
5 membership list?

6 A No, we don't, really don't. I mean a formal  
7 list of people who say "I'm a member of D.C.R.C." If  
8 I say they are a member that means one thing. I can't  
9 honestly say this man will say "I'm a member."

10 Q Let me ask you this: If you wanted to send  
11 out a mailing to your membership how in the world would  
12 you go about it?

13 A Okay. We'll take the Board of Directors,  
14 we'll say send the Board, we'll take the Precinct  
15 Chairman that we have endorsed and then we may say on  
16 the letter "Friends." If we say "Friends" it's any  
17 group of people we want to pick, depending. Sometimes  
18 we just mail them to some members of the legislature,  
19 sometimes it's mailed to County Commissioners, some-  
20 times we'll say, "Well, let's mail them through -- let's  
21 go through these precinct convention lists and pick  
22 out the delegates and mail every fourth or fifth one,  
23 just as many as you can get typed up through volunteers."

24 Q As I understand you a minute ago when you did  
25 I talked informally here as we were going over your

records, I think you told me you do not have any correspondence, is that correct?

A To my knowledge correspondence as such we have never used. We send out sometimes a little bulletin to these people, if that's correspondence that's correspondence but --

Q I'm talking about say letters to people, formal letters to individuals saying "Dear Mr. Jones, we have this problem. We want your help."

A There might be an occasional letter where we'll write somebody to thank him for something or something but it's a rare thing.

Q Who would have those records?

A I may have written as many as two or three, I don't recall them, but I don't even keep copies. We have no files on that record at all that I know of.

Q What about Mr. Henson, the Secretary, does he have any files or records?

A Well, Henson is a District -- has been a leader over there in that part of town. Whatever files he has would be personal like mine. I've got personal files of my personal participation but I can't honestly say they are D.C.R.G. files. I take newspaper clippings and clip them out and save them.

Q I'm talking about primarily correspondence

1 that -- Well, first instead of assuming something let  
2 me ask you this: Does the D.C.R.C. have a letterhead?  
3 A: We have a letterhead which we use and we  
4 will print on it and make a distribution like a bul-  
5 letin. (Transcriber's note: It appears there is no  
6 letterhead.)

7 MR. LINAI: Can we go off the record?

8 (Transcriber's note: An off-the-record discussion was held, after  
9 which the following proceedings were had.)

10 A: The organization has never yet sent a letter  
11 to my knowledge to any particular person. There may  
12 have been somebody say we ought to thank so-and-so and  
13 they ought to do it on the organization's stationery.  
14 Seems like somebody asked me to do that a little while  
15 back and I might have sent the letter on -- I may have  
16 signed it.

17 Q: I think you told me a minute ago that you do  
18 have letterheads, is that right?

19 MR. LINAI: We have letterheads.

20 Q: Physically where are these?

21 A: Right now they are wrapped up waiting to find  
22 a home. I have a little box in my office, one box, and  
23 I have probably five thousand envelopes in my ware-  
24 house. Now, whatever else we run, and I don't know

1 what we own, is in storage and I've got to get a home  
2 for it within the next four or five weeks.

3 Q Do you know who put this in storage or why  
4 it was put in storage?

5 A For lack of -- we don't like to pay rent.

6 Q Was this after you moved out of Mr. Rich's  
7 office or something?

8 A Well, we moved from Joe Rich's office and  
9 moved to this address on Harry Hines and we had that  
10 space and I don't recall the address, but we had it,  
11 and another person and I went there one day and found  
12 out the whole thing was vacant, files and everything  
13 that we had there. Now, we had some stuff in my ware-  
14 house but what we had there we were currently using was  
15 just completely gone and when we tried to track it  
16 down we couldn't find it.

17 Q How much floor space did you have in that  
18 office?

19 A Well, at that time this building had space  
20 to rent, we probably had as much space as these two  
21 rooms although we didn't use them. For our purposes  
22 during the campaign a space as big as this room would  
23 suffice.

24 Q Did you have any telephone numbers other than  
25 Mr. Rich's number at his business?

1 A . . . There was a phone in there and what the number was I don't know. I don't think I ever used this  
2 phone or called into that office. It was unoccupied; we  
3 had no employed personnel.

4 Q . . . That was going to be our next question. Did  
5 you ever have any secretaries that you hired to do  
6 your work?

7 A . . . Sometimes we'll contract out -- well, sometimes we'll contract out something or go to some public place and have them type it but as a general rule it's just a voluntary effort. We have women who are willing to volunteer or something like that. We don't have a payroll.

8 Q . . . I assume you don't own any typewriters or office equipment?

9 A . . . Yes, I'm pretty sure we own one typewriter or maybe two. I'm pretty sure we own maybe about -- I'm pretty sure we own one and maybe two. I wouldn't say we owned two; I think we do.

10 Q . . . When you go to send out one of these mailings or bulletins or whatever you want to call it how do you physically go about doing that?

11 A . . . Well, we have to get a letter typed. We take it down and get it reproduced. We never address -- we never do type the letters individually. Usually we say

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1 we are going to have a hundred or two hundred, three  
2 hundred, five hundred or several thousand maybe if they  
3 get it reproduced.

4 Q. Get it printed or Xerxed or something?

5 A. Xerxed or Ink or whatever the process is.  
6 It's a matter of six, seven, eight, \$10.00 or \$5.00 or  
7 whatever it costs, maybe less than that for a hundred.  
8 We have an old addressing machine that's not an Address-  
9 paragraph, it's some other type, and what we'll try and  
10 do is keep that thing current by groups of the Board,  
11 the Precinct Chairmen and maybe some people who made  
12 donations and some other interested parties and we'll  
13 just tell them, "Now, pick this crowd generally" or  
14 we'll personally select which ones and then they will  
15 run these plates through this machine and address the  
16 envelopes. It's a tedious job; it's a voluntary effort.

17 Q. Do you ever contract out any of that work  
18 for getting out your mailings?

19 A. The addressing?

20 Q. Yes.

21 A. I don't know if the organization as such has  
22 ever done it. What we'll do when the primaries come  
23 along for the Precinct Chairmen, we look to them to pay  
24 their own expenses. Now, some of them will pay their  
25 own totally. Some will volunteer to put in enough to

1 take care of those who can't afford it and we will do  
 2 them buying. We may go down and buy thirty or  
 3 \$50,000.00 envelopes and just resell them to those  
 4 people who have the same money.

5 Q - You said thirty or \$50,000.00 envelopes. I  
 6 think you meant to say thirty or fifty thousand env-

7 lopes. A - I did. I just made a mistake in reading it.

8 A - Right. The majority of the time if they  
 9 place the orders with us we'll place a bulk order, save  
 10 money and distribute it, and those who can afford to  
 11 pay we were we collect from and those who can't afford  
 12 we'll give it to them.

13 Q - How is this money collected for all these  
 14 mailings and so forth?

15 A - We just ask each coordinator and each party  
 16 across town. They try to raise their own funds and

17 when we do a mailing we just add a little bit on top of it.

18 Q - Now, does any of it ever go through your  
 19 treasurer, Mr. Toldell?

20 A - Not as such. Now, if we have money in the  
 21 treasury and somebody made a donation to us on some-  
 22 thing and we collect a little bit, there's a fellow  
 23 that says, "I've got two children here and I'm out of  
 24 money," why, we'll lend him some money.

25 Q - I assume you keep a bank account or something

LAWRENCE  
CLARK COUNTY ATTORNEY  
100 E. COLUMBIAN  
DALLAS, TEXAS

1 some place? and our -- I --  
2 A We have a little bank account.  
3 Q Where is that located, please, sir?  
4 A First National Bank.  
5 Q Who are the people that are authorized to  
6 write checks on that account?  
7 A Two signatures out of four or five or six  
8 people. Mine, Clifford Feldell, Bill Bowdy and Jack  
9 Benson and lately I think for either convenience, be-  
10 cause they are hard to get, I think maybe Betty Mc-  
11 Donald, I'm not sure.  
12 Q Who is Betty McDonald?  
13 A She's on the Board there.  
14 Q Do you know what she does?  
15 A She's a housewife.  
16 Q Does she work outside the home anywhere?  
17 A Well, sometimes she works in the Party office.  
18 She helps Karl; she doesn't help me a lot.  
19 Q Now, who physically keeps your checkbook and  
20 your bank accounts and that kind of thing?  
21 A Checkbook, I tried to get a hold of Clifford  
22 Feldell yesterday and got a hold of him late and I for-  
23 got to ask him that question. I don't -- I had it un-  
24 til about six months ago and I gave it to him. And  
25 since then I haven't -- I don't know that -- I can't

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1 tell you where it is right today. I can find it for  
2 you by Monday or Tuesday. The bank account, the bank  
3 mails me the statements.

4 Q The statements come to you at your home, is  
5 that correct?

6 A No, they come to my office. And right now,  
7 they are part of this stuff we are fixing to move out  
8 them in this new office. I gave them to somebody else  
9 and that's where they are. I would have to locate  
10 exactly where they are. I didn't have time yesterday  
11 when I got this thing. I thought about it and I didn't  
12 have time. We don't have a lot of money in this  
13 account. We've got twelve hundred, thirteen or \$1400.00  
14 if we are lucky. We never have been rich.

15 Q Let me ask you this question: About how  
16 many numbers would you estimate you have now?

17 A Well, if I say number and then I named a  
18 man's name and you went to him and he said, "No, I'm  
19 not a number." When we say B.C.B., usually those  
20 bulletins are addressed B.C.B.C. Precinct Chairman and  
21 Friends. We don't say numbers. I'm very careful about  
22 that; I try to be careful anyway.

23 Q Say how many would you estimate in terms of  
24 people who are obviously on your Board of Directors and  
25 their friends or numbers, can you give me a rough esti-

LAWRENCE  
CHIEF OF STAFF  
B.C.B.C.  
BALLING, TEXAS

1 mate? 2  
2 A. Well, we can assume this, that every Precinct  
3 Chairman whose active and organized the precinct con-  
4 vention and got delegates there, and we know who the  
5 delegates are, we can assume they are our friends. If  
6 somebody gives us a little donation we can assume that  
7 they are friendly. Now, I use that word friends rather  
8 than numbers just for that reason.

9 Q. Okay. Mr. Rich I think, I have been in-  
10 formed, is out of the city. Do you know where he is?

11 A. I heard he was in Europe.

12 Q. Do you know whether or not he has any records  
13 of the D.C.R.G.?

14 A. I sure hope not. He's not suppose to have  
15 them.

16 Q. Who in your organization would be responsible  
17 for seeing that political candidates receive help from  
18 your organization?

19 A. No one other than Precinct Chairman. Now,  
20 in the Precinct Chairman field we divide this up and  
21 don't see to it that they see help. We see to it that  
22 they do their homework to get elected, that they know  
23 how to hold a convention, that they know how to hold an  
24 election, that they know the rules, the political rules,  
25 the ground rules, that they organize the convention

basically. And also that they do their campaigning which would include if necessary financing but we don't offer financing unless they just say they can't afford it, unless it's obvious.

Q. Now, financing to the Precinct Chairman or --

A. Yes, Precinct Chairman.

Q. Or to the public officeholders?

A. Precinct Chairman is all that we offer help to.

Q. You don't offer any help to say candidates for the State legislature?

A. No. As a general rule if money is needed they fund it to us to help in our effort. We -- this is a volunteer organization and if the Precinct Chairmen are willing to do it and it's fairly unanimous among them, well, I'll say this, if a group of them object to a candidate his participation in their election is out. But if they are willing to do it and if they volunteer to do it they will write letters endorsing those people, whoever they want to endorse.

Q. All right, let me be sure that I understand what you are saying, Mr. Beck. Is it your testimony that the R.C.A.D. has not, as an organization, has not offered to help candidates for the Texas House of Representatives?

1 A It's generally the reverse. Now we help  
2 them but not money. It's generally the reverse in the  
3 flow of money, that they would have to help us finance.  
4 Now, I don't know, I can't tell you that any candidate  
5 for the legislature ever funneled money to us for that  
6 purpose. An individual Precinct Chairman, suppose he  
7 doesn't have an opponent but he wants to write a let-  
8 ter to his precinct. If he wants to endorse these peo-  
9 ple he does so.

10 Q But the organization as such, D.C.R.G., does  
11 not make any political money contributions or money  
12 contributions to political candidates for the Texas  
13 House of Representatives?

14 A Not as such, no. Individually we have done  
15 this, some of us. I haven't personally. I can tell  
16 you this I don't believe -- we helped them last time  
17 but I don't believe we bought a billboard or a spot on  
18 the radio. We may have paid for two newspaper ads,  
19 full page ads or three quarter page ads, listing our  
20 Precinct Chairmen and listing these people we want of  
21 course in the legislature.

22 Q What about TV ads?

23 A To my knowledge we haven't paid for a single  
24 one.

25 Q You know a representative named Sam Coats,

1. do you not?
2. A. No. I charged him our money some place. "We didn't  
3. do that." He said "I have not been asked to do that."
4. Q. In other words, you didn't contribute any  
5. money to Mr. Gandy's campaign last time?
6. A. No, not in the primary, not individually. In  
7. the primary we did have. We did help the slate that we  
8. endorsed as a group simply through the efforts of the  
9. Precinct Chairman. In other words, whatever they  
10. wanted to do. If they wanted to endorse them a group  
11. of us handled the printing of the slate cards but this  
12. was not a D.C.R.C. effort. And before we print those  
13. slate cards, before we put names on them, if a group  
14. of them objected to any particular candidate, state-  
15. wide or local, it was left out of that particular area,  
16. that particular district. Like in the Commissioner's  
17. race we had to reprint a bunch of them because there  
18. were a lot of objections so we took them out. We don't  
19. run over them, and we don't dictate what
20. Q. So you do put out slate cards then, is that  
21. right?
22. A. Well, a number of us individually looked  
23. after it. We put the slate cards together, packaged  
24. together, and based upon the recommendations of a group  
25. of people, all Precinct Chairmen, no downtown influence.

1 of any kind, this was strictly Precinct Chairman.  
2 Q. Have you ever put out a slate card with the  
3 D.C.R.G. name on it? A. It may have had the D.C.R.G. name on it last  
4 time. If so it was the first time. We even took off  
5 one state-wide judge off of it because they objected.  
6 In other words, they -- we don't lead these people.  
7 We do what they ask us, what they are willing to do  
8 and what they ask us. This is strictly -- it's a vol-  
9 unary organization and we know as long as we keep it  
10 that way we'll have some impact in the community.

11 Q. Would it be fair to characterize your organ-  
12 ization in terms of the political spectrum as being  
13 more conservative than say using the labels more than  
14 liberal?

15 A. I would think so. They've used the term.  
16 Actually we use the word responsible. Now, we are  
17 labeled a conservative organization. When we put the  
18 thing together we felt like it was too much innuendo  
19 connected with these labels, liberals and conservatives.  
20 So we just chose the word responsible.

21 Q. Is it your testimony that you really don't  
22 like to use these labels, is that --

23 A. I don't. My own personal reason for getting  
24 into politics was not ideological. It was in the fact

I that in my own precinct I witnessed a complete misrepresentation of facts. When a man got himself elected as Precinct Chairman I was totally ignorant of the job. I happened to be accidentally present when they conned him into running. And the letter that this precinct got was the most amazing thing in the world. His wife's name was Annie. He had four children and he worked in the Boy Scouts and taught Sunday School and would like to be Precinct Chairman. He got himself elected. And that man, if his alliances were known, wouldn't have gotten twenty per cent of the vote. That first excited me politically to get active.

Q And that more or less got your attention politically, is that correct?

A Well, that and the conversation at a little coffee that a woman was giving down the street that I wasn't even invited to except my neighbor said, "Come on in." I said, I wasn't invited and he said, "Oh, it's just a little neighborhood meeting." I don't mind telling you who was there. Mr. Wallis, a member of this firm. In a little fourteen hundred feet cottage. I think Mrs. Wallis was there. Jim Choute was there, Mr. and Mrs. Blessing was there. And the pitch was that Joe Cookrell, the old Precinct Chairman, who his wife had divorced him, they couldn't locate him --

1 MR. LUMA: Excuse me, Mr. Boch.

2 I don't believe he asked you that question.

3 THE WITNESS: Okay.

4 MR. LUMA: If you'll just answer

5 the questions he asks we'll get through a lot  
6 of questions and kind of get down to business  
7 quicker.

8 Q Let me go to something else here, Mr. Boch:

9 Do you know whether or not your organization has ever  
10 taken the position with respect to the issue involved  
11 in this lawsuit, namely single-member legislative dis-  
12 tricts, or one of the issues involved in this lawsuit?

13 A We have taken a stand on the thing.

14 Q What was the effect of that stand?

15 A The effect of it was we are for multi-member  
16 districts. We feel like we represent the majority of  
17 thinking of this county. That's the reason for it, as  
18 reflected by the way they vote. If they wanted to vote  
otherwise they could vote Republican.

19 Q Assume you talked to--before you endorsed or  
20 put out slate cards for candidates I think you already  
21 told me that your organization discusses these people?

22 A Right.

23 Q Do you ever talk to the candidates themselves  
24 to see what their views are, to candidates or potential  
candidates?

A The last time was the first time we had got into legislative races or anything above the level of President Chairman. Our thinking was this:

By last time you mean whom?

5       A     The last election, 1970. We pull the wagon up  
6 we like to help load it, we think we ought to help load  
7 it, we ought to take an interest in things. So we de-  
8 cided to interview people and we made up our minds then  
9 we would encourage certain people to file and if they  
10 filed we would support them, we would help them. So be-  
11 fore the filing date we had told people if you will run  
12 we'll back you, we'll help you, we made those commitments

Q I think as a matter of fact you may have even sent out a letter on that, didn't you, Mr. Beck?

A Well, I don't think I offered at the time; I might have. A number of people --

Q I'd like to have something marked as an exhibit, please, sir.

MR. COLLINS: I'll ask the court reporter to mark this as Plaintiff's 3.

(Whereupon the instrument handed to the reporter was marked Register Plaintiff's Exhibit 3, which is hereby attached and made a part of this deposition.)

I'll ask them to look at the Plaintiff's Ex-

1 exhibit No. 3, Mr. Boch, and see if you can identify that.  
2 Obviously it is a copy, not an original, of a letter  
3 that was mailed to a number of people. If you would  
4 take the time to please examine that.

5 A What do you want me to say about it?

6 Q I'll ask you this question: Have you ever  
7 seen that letter before?

8 A I feel sure that I have.

9 Q And I notice up at the top of the letter  
10 there's a letterhead, is there not?

11 A Democratic Committee for Responsible Govern-  
12 ment.

13 Q Yes, sir. And down at the bottom there's an  
14 address, is there not?

15 A Right.

16 Q What is that address, please?

17 A 2727 Cedar Springs.

18 Q And that address belongs to whom?

19 A Wright-Rich & Associates, Architects.

20 Q There's also a phone number there, is it not?

21 A That's his company phone.

22 Q So that's Mr. Rich's phone number for his --

23 A Right, that's right.

24 Q -- business, is that correct?

25 A Uh-huh.

Q If you just briefly look at the addressees  
at the top of the letter, can you identify those people  
or characterize them as a group as to what office they  
may be interested in running for?

A They were running for the legislature. We  
were asking them to run for the legislature.

Q As I understand it the essence of the letter  
would be that you want to support these people if they  
will offer themselves to run; would that be a fair  
characterization of the letter?

A That's right. I'm looking for my name but I  
don't see it.

Q I don't see it on there either, Mr. Boeh.  
Do you remember when that letter went out?

A Before the filing date obviously because some  
of these people didn't file. At least one of them,  
Bernie Landraus, did not file. He's the only one I  
guess that did not.

Q I believe the letter does have a date on it  
up at the top.

A Oh, yes, December the 23rd, 1967.

Q Does that meet with your best recollection  
as to about when it went out?

A I'd say that was about right, uh-huh.

Q The people of course listed at the bottom of

1 the letter, who are these people?

2 A Well, Bill Brewer was a Precinct Chairman,  
3 L. H. Brown was one, Joe Carpenter was one, Bill Clark  
4 is a lobbyist, Manuel DeBush is a lawyer, H. F. Dodson  
5 is a preacher in a black community, Bill Dowdy is a  
6 Precinct Chairman, Glenn Dunn is a Precinct Chairman.

7 THE WITNESS: Am I going too fast  
8 for you?

9 MR. LYRA: Bill Clark is a what,  
10 a lawyer?

11 THE WITNESS: Bill Dowdy is, Bill  
12 (sic) DeBush is a lawyer, yes.

13 A H. F. Dodson is a Precinct Chairman, Bill  
14 Dowdy was a Precinct Chairman, Glenn Dunn was a Pre-  
15 cinct Chairman, Dr. Emory was a Precinct Chairman.  
16 Let me see if I can't say all of these were Precinct  
17 Chairman. Do you want me to identify them by name?

18 Q Yes, if you can.

19 A Bob Gibson was a Precinct Chairman, Lee Hal-  
20 ford was one, S. J. Hay is a businessman, Jack Henson  
21 was Precinct Chairman, Johnny Jones was not then but he  
22 is now, Ennis Killingsworth was a Precinct Chairman,  
23 Roy Orr was not a Precinct Chairman, a businessman.

24 Q Mr. Orr now has another position, does he  
25 not?

A: No he's the Chairman of the State Democratic Executive Committee now.

Q: All right. Now you say Forrest Smith was here and Joe Dick by that time had resigned, Charles Sines was a Precinct Chairman or had been.

Q: Was Mr. Dick on the Board of Directors at that time, December 1969?

A: At that time he must have been. This was after he resigned. I didn't think he had ever been but he must have been. Charles Sines was a Precinct Chairman, Forrest Smith had been and probably still was. Let's see, he got an appointment afterwards so he probably was a Precinct Chairman. Robert Smith, if he was not a Precinct Chairman, he had been. Dick Straus is just active out at Pleasant Grove. Conway Thetford probably was still a Precinct Chairman, Jack Thompson was one, Paul Scherfle was one, George Wilhite is a businessman, Lannie Wilson was a Precinct Chairman and Ernest Wright lives in Garland is a businessman, architect.

Q: So who was Joe Dick's partner, right?

A: All but three or four of these were Precinct Chairmen.

Q: So this isn't least one letter that the organization sent out, is that fair to say that?

1 A I guess it is. I didn't even -- I had forgotten about this one.

2 Q Obviously on this copy there's not a signature but do you remember whether or not anybody signed  
3 that letter?

4 A I doubt if they did. The intent of the letter  
5 was probably agreed upon beforehand. But at that time  
6 before they actually rewrote this Constitution and  
7 named a Chairman, they didn't want to make anybody  
8 prominent so they just prohibited anybody having an  
9 office and anybody signing correspondence.

10 Q Let me ask you this question: Do you question candidates and potential candidates as to their  
11 views on various issues?

12 A Oh, yes.

13 Q What issues?

14 A Now, we don't ask them to take stands on  
15 specific issues particularly.

16 Q But you do ask them --

17 A We at least want to know them, we want to  
18 know if they've got any judgments against them or do  
19 you think could they afford to run, they know they are  
20 only going to get \$400.00 a month, a lot of questions  
21 like that.

22 Q Do you ever ask any of the candidates or

- 1 potential candidates about their views concerning  
 2 single-member legislative districts?
- 3 A -- At that time I didn't really whether we did  
 4 or not. That was the question.
- 5 Q -- What about now for the upcoming elections  
 6 this spring of '72; have you been talking to any can-  
 7 didates?
- 8 A -- We have not talked to any of them formally  
 9 as a group. Individuals have talked to some of them.  
 10 We talked to several of them about the thing.
- 11 Q -- Would it be fair to say that your organization  
 12 is interested in the single-member legislative districts  
 13 issue?
- 14 A -- I think it would be fair to say that we are  
 15 interested and as a citizen we have that right to be  
 16 interested.
- 17 Q -- Certainly. But at least that's an example  
 18 of one issue that you are interested in?
- 19 A -- Right.
- 20 Q -- And I assume that this is going to be an  
 21 issue in the future that you will talk to candidates  
 22 and potential candidates about, would that be a fair  
 23 statement to say?
- 24 A -- Oh, I think so.
- 25 Q -- Now, directing your attention there, Mr. Book.

1 to Plaintiff's Exhibit No. 1, if you will, please, sir.  
2 the Constitution Bylaws of course there in the Article  
3 II or Section Number One states the purpose of the or-  
4 ganization, is that correct?

5 A Uh-huh.

6 Q And in the last phrase it states that you  
7 will support their election to public office?

8 A Uh-huh.

9 Q With reference to outstanding individuals?

10 A Uh-huh.

11 Q Now, you have told me that you support them  
12 at the precinct level?

13 A (Witness nods head)

14 Q Is it your testimony that that is the only  
15 place you support them?

16 A Are you talking about Precinct Chairman or --

17 Q No; no, I'm talking about all candidates.

18 A After the primaries the people are elected.  
19 They are Precinct Chairman. And we who are on the  
20 Board, a number of us took the lead last time and asked  
21 them would they support the entire group of fifteen  
22 for election to the legislature and almost to a man  
23 they did and they volunteered. We just feel like we've  
24 got an investment in these people past the primary and  
25 we stayed with them until the general election. It was

1 not an act of the organization so much as it was an  
 2 act of the individuals who were on the Board.

3 Q. Directing your attention to Article III,  
 4 there I believe you told me that the written applica-  
 5 tion bit about membership is sort of a dead letter?

6 A. Right. Let me add to that last statement;  
 7 that included our support for Dick Reed. We took the  
 8 whole package of fifteen and went with them.

9 Q. Now, looking under Section Number Three there  
 10 under subdivision "A" with respect to Active Member --

11 A. Uh-huh.

12 Q. -- the person has to be -- in order to be  
 13 an active member he has got to be one of four things,  
 14 is that correct?

15 A. Well, yes, although I can't say we have ever  
 16 distinguished -- actually used this. We say Precinct  
 17 Chairman, Board of Directors and friends.

18 Q. Under Active Member there, under line three, "Per-  
 19 sons that contribute or raise \$25.00 or more per year."

20 A. As I say we have never classified our mem-  
 21 bers as active or supporting or associate.

22 Q. Do you ever recall having solicited from  
 23 people money to support your organization?

24 A. When we originated the thing I wrote sixty  
 25 letters asking them to donate money and they did, most

1 of the sixty responded. Other people have done the  
2 same thing. We go around and ask our friends, how  
3 about, we need some money for our Precinct Chairman  
4 and we get some.

5 Q What about assisting candidates with mailings,  
6 do you own a stamp machine or meter?

7 A No.

8 Q What about mailing permits, that kind of  
9 thing?

10 A We had it and we dropped it. I think it was  
11 a permit, the kind where you mail out and they send  
12 you a bill or where you have the money -- We don't  
13 have that any more; we canceled it.

14 Q Do you recall why you canceled that mailing  
15 permit?

16 A It just didn't fit our needs. It was an ex-  
17 pense we didn't need, to keep the money on deposit.

18 Q Now, there in paragraph four under your By-  
19 laws I assume that describes duties and functions of  
20 your Board of Directors and your district coordinators  
21 and that sort of thing?

22 A That describes how they are elected.

23 Q Right. And then on page two of your Bylaws  
24 under Officers you have a Chairman, Vice-Chairman,  
25 Secretary and Treasurer. And I believe you told me you

1       the temporary chairman. I don't believe you told  
2 me who the Vice-Chairman was.

3       A     Well, I really don't remember if one of  
4       those were elected; I would have to find out.

5       Q     And who Mr. Tolldell was the Secretary and  
6       Mr. Tolldell the Treasurer?

7       A     I believe that's right.

8       Q     Now, on page two there there under item "E" where  
9       it says "Minutes" under your Minutes, does it say  
10      A     On page two, "Minutes," they.

11      Q     The Chairman shall have minutes taken of  
12     each Board and Membership Meeting and shall have copies  
13     of same distributed to all Board Members as soon as  
14     practicable after such meeting.

15      A     Well, I have never distributed minutes. The  
16     man who is Secretary, and we don't have many meetings,  
17     had a tragedy in his family this last year.

18      Q     That's Mr. Hansen?

19      A     Yes, and he has not even attended many meet-  
20     ings until just the last month or two, we had one or  
21     two meetings, and he never has been -- to date hasn't  
22     been.

23      Q     Are there any minutes in existence to your  
24     knowledge?

25      A     I don't know if there are. Now, I don't  
26     know whether Jack ever took any, the first minutes.

1 Before this year there were never minutes taken. I  
2 think this was one of the things that was put in these  
3 amended Bylaws in late 1970.

4 Q Would you be kind enough to check with Mr.  
5 Hansen or someone else in your organization and see if  
6 there are any minutes and if so produce them to Mr.  
7 Luna, would that be satisfactory?

8 A Yes. Let me make a note of this.

9 Q All right, sir.

10 A You want minutes and what other do you want,  
11 those financial records?

12 Q Let's see, I made a brief note here. The  
13 earlier Constitution and Bylaws.

14 A First Constitution, okay.

15 Q Right. And I think your financial records,  
16 your checkbook and that kind of thing you told me you  
17 have, is that right?

18 A I think I have it.

19 Q If you will just have those available to  
20 produce to Mr. Luna, I don't know if we are going to  
21 need these or not.

22 A Okay. I will say this generally about this  
23 difference in the two Constitutions. This is a much  
24 longer one in which we formalized how the Board would  
25 be elected and where the officers would come from. Be-

1 Here my major all elected at-large with no officers  
 2 as I recall it.

3 Q Okay Mr. Book, you have been very straight  
 4 forward here with us today and I hope that you would  
 5 continue with that. I would ask you this question, I  
 6 want you to think about it very seriously: can you  
 7 describe for the Court the approximate number of black  
 8 people who are active in your organization who parti-  
 9 cipate in its decision making processes?

10 A Well, can I do it without naming names?

11 Q I would prefer names. I would prefer names.  
 12 Well, it's hard to say in decision making  
 13 processes. There are two on our Board.

14 Q Who are they, please?

15 A L. E. Brown and the man named Dodson.

16 Q H. F. Dodson?

17 A Yes.

18 Q Okay.

19 A We seek the advice of others but on the ad-  
 20 vice of their own people that's all they want on there.  
 21 They feel like they are subject to a lot of pressures.

22 Q That's all who wants on there now?

23 A Well, let me put it this way: There's a lot  
 24 of pressures on them out there.

25 Q Now, you are talking about on black people?

1 A They are called Uncle Tom's and called this  
2 and called that so we just liberally hold the number  
3 down. We want to feel the community. We have at times  
4 tried to integrate the meetings of the Precinct Chair-  
5 men and the Precinct Chairmen themselves will come.  
6 Now, I think we have finally overcome a lot of fears  
7 and prejudice and I think in the forthcoming year we  
8 will have a whole lot better integrated meetings than  
9 we have had in the past.

10 Q When you say you tried to integrate the meet-  
11 ings with Precinct Chairmen, now when was the first  
12 integrated Precinct Chairmen meeting that you can re-  
13 member?

14 A The first year. Well I'm saying this, of  
15 our organization.

16 Q Right, that's what I'm talking about.

17 A The first year, and we have always called  
18 them to the meetings and they come but not in the num-  
19 ber that we would like for them to. Now, as far as  
20 the people that participate with us these Precinct  
21 Chairmen gave us long lists of people that supported  
22 them.

23 Q That supported the Precinct Chairmen?

24 A That's right, our Precinct Chairmen, the ones  
25 we supported. And I buried those somewhere and it

I might take me a day or two to find them but I've got them somewhere. In other words, we know this: We can take the same thing we take out of the white precinct, those that go to the precinct conventions and when they bring a delegation down there to a senatorial district convention, vote with us, we assume that those people are our friends and are with us just like the white people. We have no way of making a distinction.

Q How successful has your organization been in the black precincts?

A We have elected about half of them, half of the Precinct Chairman, win about half of the conventions.

Q What about the legislative races, do the black precincts support your candidates?

A In isolated cases. Now, with Dan Holmes they do.

Q I'm talking about in the Democratic primary.

A To a certain degree. They don't win the majority.

Q What about --

A Wait a minute, let me take that back. In the primaries?

Q Yes, sir.

A They are not always opposed. I wish I had

1 brought those election returns.

2 Q That's all right, I'm just asking for your  
3 recollection generally. I realize you don't have the  
4 statistics available.

5 A In the black precincts I presume that Dick  
6 Reed may have gotten more votes than his opponent but  
7 in a lot of white precincts the same thing happened.

8 Q What about say in the race between Mr. Boyle  
9 and Mr. Brashears?

10 A Brashears got forty-five per cent of his votes  
11 in black precincts and fifty-five per cent of his votes  
12 in white precincts. I have those figures; I remember  
13 that.

14 Q I'm talking now about the black precincts.

15 A In the black precincts only he won; he beat  
16 Boyle.

17 Q What about in Mr. Stehr's race with Mr.  
18 Coats?

19 A In the primary I'm sure Stehr got more votes  
20 than he did.

21 Q Are there any Mexican-Americans on your  
22 Board of Directors?

23 A No. Actually in Dallas as far as we can tell  
24 there's only enough concentrations of Mexican-Americans  
25 in one precinct to be dominant; that's 415. Precinct

1 417 has a large quantity but not enough to dominate.  
 2 There are scattered Mexican-Americans over town but  
 3 we can't even identify the quantity; it's a little.  
 4 And from the United States census information that I  
 5 have the total number is almost insignificant on the  
 6 voting population.

7 Q What would be insignificant to you in terms  
 8 of figures, one, two per cent?

9 A I copied it out of the thing, out of the  
 10 book yesterday. Here's what I got. In the total county  
 11 out of a population of a 1,327,321, 220,512 are identi-  
 12 fied as Negro. Other total is 10,573. That must  
 13 include Mexican-Americans. I don't know whether they  
 14 are classified as other or not; I don't know how they  
 15 are classified.

16 Q Would it surprise you to learn, Mr. Boch,  
 17 that there's anywhere from eighty to a hundred thou-  
 18 sand Mexican-Americans in Dallas County?

19 A I had no idea. But if there are that many  
 20 they are sure not congregated in areas where they  
 21 dominate the whole precinct. There's only one precinct  
 22 that I know where it's dominant, predominantly Mexi-

23 MR. COLLINS: I'll ask the court  
 24 reporter to mark another copy, please, for

1 the record.

2 (Whereupon the instrument  
3 handed to the reporter was  
4 marked Plaintiff's Exhibit 4, which is hereby  
5 attached and made a part of  
6 this deposition)

7 Q Now, Mr. Boch, your organization supported  
8 Mr. Boyle and Mr. Coats, did it not, in their past  
9 races --

10 A Right, right.

11 Q -- against Mr. Brashear and Mr. Stehr?

12 A Right.

13 Q I hand you what has been marked in the record  
14 as Plaintiff's Exhibit 4, sir, and see if you can iden-  
15 tify that and tell the Court whether or not you have  
16 ever seen such a document.

17 MR. LUNA: Do you have extra copies  
18 of those?

19 MR. COLLINS: I think I do. I  
20 don't have one of that one, Earl, but I'll  
21 get you one.

22 A I have seen all of this.

23 Q All right, I think Mr. Luna would like to  
24 see that as well. Do you remember when that exhibit,  
25 which is a three page exhibit marked as Plaintiff's  
26 Exhibit 4, went out?

A Just prior to the Democratic run off.

Q Did you mail that, Mr. Bush? A No, I didn't do it. I can't say that I mailed it. I had a hand in putting it together. I have personal knowledge of this.

Q Okay, that's what I wanted to find out.

A Personal knowledge and responsibility.

Q All right, sir.

MR. COLLINS: Off the record just

a moment.

(Whereupon an off-the-record discussion was held, after which the following proceedings were had:)

MR. COLLINS: Mark that, please.

(Whereupon the instrument handed to the reporter was marked Register Plaintiff's Exhibit 3, which is hereby attached and made a part of this deposition)

Q Now I hand you what has been marked in the record as Plaintiff's Exhibit No. 3 and ask you, sir, if you can identify that and tell the Court whether or not you've ever had seen this particular document that was also reported to be mailed in the Bill Stehr -- as well as -- I can't --- I don't recall ever seeing this letter and I didn't have anything to do with it. The

1 enclosure I am familiar with.

2 Q The enclosure with Plaintiff's Exhibit No. 3  
3 you are familiar with, is that correct?

4 A I'm familiar with the enclosure, not the  
5 letter.

6 Q The enclosure bears the letterhead, does it  
7 not, of the D.C.R.G.?

8 A Right.

9 Q Did you put that together yourself, Mr. Boch?

10 A I participated in it. I wasn't alone in it.

11 Just like this thing here I participated in it.

12 Q But you do recognize both of these exhibits,  
13 Plaintiff's Exhibit No. 4 and the enclosure to Plain-  
14 tiff's Exhibit No. 5 as having been put together and  
15 sent out by the D.C.R.G.?

16 A Well, no, not D.C.R.G. Well, we used the  
17 letterhead, I'll say that, we used the letterhead.  
18 This was not something which the organization was called  
19 in to put together but which the organization was pre-  
20 sented with to the Precinct Chairmen and say, "Do you  
21 want to send this out?"

22 Q Well, the organization did use its letter-  
23 head at least?

24 A That's right.

25 Q And gave these materials to the local Pre-

I trust Chairman, would that be a fair characterization?

A Yes. You can say that this is subject to their voluntary participation; that's what happened.

Q. Then I assume with respect to Plaintiff's Exhibit No. 5 that some of the local Precinct Chairmen did mail this out then?

7 ▲ Yes, they did.

Q You know Dan Webster, Jr. and Duffield Smith, Jr., do you not?

10 A D I do not know Ben Webster, don't know if I  
11 ever met him. Duffield Smith, Jr. I don't believe I  
12 would recognise; I have met him.

Q You know him, he's a lawyer here in town.

14 Webster I might recognise him and I might not. Dan  
15 Webster I can't recall ever even meeting.

(Whereupon an off-the-record discussion was held, after which the following proceedings were had:)

Q Now, with respect to Plaintiff's Exhibit 4  
and 5, Mr. Book, can you tell the Court the extent to  
which these documents were mailed out in Dallas County?

A I don't know the exact extent. They were  
batted out, broadcast rather heavily.

1 Q All over the county, would that be fair to  
2 say that?  
3 A I would think in the counties where -- ex-  
4 cept where -- where the Precinct Chairman would not  
5 do it. The first instinct and self-preservation is if  
6 you are going to be hurt by it don't mail it.

7 Q I assume you didn't have any of your black  
8 Precinct Chairmen mail Plaintiff's Exhibits 4 and 5?  
9 A I wouldn't know for sure but I say our first  
10 instinct with those people is if you think your people  
11 will disagree use your own judgment. We are not asking  
12 you to do this; do it on your own volition.

13 Q Do you know of your own personal knowledge  
14 any black Precinct Chairmen associated with your or-  
15 ganization that did mail Plaintiff's Exhibits 4 and 5?

16 A No, I don't.

17 Q Now, that race that Plaintiff's Exhibits 4  
18 and 5 deal with, was a legislative race, was it not?

19 A Right.

20 Q And it was a county-wide race here in Dallas  
21 County, was it not?

22 A Right.

23 Q Now, Mr. Boch, I want to mark some other  
24 matters here so we can talk about them.

MR. COLLINS: Will you mark that,

1                   please return? 2                   3                   4  
5                   5                   6                   7

8                   (Whereupon the instrument  
9                   handed to the reporter was  
10                  marked Lawyer Plaintiff's  
11                  Exhibit 6, which is hereby  
12                  attached and made a part of  
13                  this deposition)

14                  Q     Now, Mr. Koch, I hand you what has been  
15                  marked in the record above as Plaintiff's Exhibit No.  
16                  6 and ask you to look at that for a moment while I go  
17                  down and get the attachment to that. Just a moment.

18                  MR. COLLINS: Would you mark this,  
19                  please?

20                  (Whereupon the instrument  
21                  handed to the reporter was  
22                  marked Lawyer Plaintiff's  
23                  Exhibit 7, which is hereby  
24                  attached and made a part of  
25                  this deposition)

26                  A     I can't identify this letter here.

27                  Q     Now, Mr. Koch, do you recall having seen this  
28                  letter that apparently bears the signature of Mr. Joe  
29                  Rich?

30                  A     I don't think I saw it or participated in its  
31                  composition; I'm sure I did not.

32                  Q     Of course, it wouldn't surprise you to learn  
33                  that that was mailed out, would it, Mr. Koch?

34                  A     No, it bears Joe Rich's signature so it's  
35                  been mailed.

1 Q You recognize his signature, do you not?

2 A This is his style, this signature; I'd say  
3 it is him.

4 Q All right. I hand you what has been marked  
5 in the record as Plaintiff's Exhibit 7, sir, and ask  
6 you if you have ever seen a document that's similar to  
7 that or if you have ever seen a document that looks  
8 like that?

9 A Joe Rich had a lot of these printed and we  
10 have since discontinued it. This is what I'm talking  
11 about, that permit, I don't think we have that anymore.

12 Q All right. Now, that was mailed out along  
13 with the letter, was it not, marked Plaintiff's Ex-  
14 hibit 6?

15 A I wouldn't know.

16 Q Well, Plaintiff's Exhibit 6 refers to an  
17 enclosed envelope and you wouldn't be surprised to find  
18 Plaintiff's Exhibit 7 going out with 6, would you, sir?

19 A No, no, no.

20 Q Now, that letter is dated March of 1970, is  
21 it not?

22 A The letter is dated March 19th, 1970.

23 Q Yes, okay.

24 MR. COLLINS: I need to mark another  
25 item.

LINDA KIDD

CERTIFIED COURT REPORTER  
RI 8-2261  
DALLAS, TEXAS

(Whereupon the instrument handed to the reporter was marked Plaintiff's Exhibit 8, which is hereby attached and made a part of this deposition.)

Q Mr. Koch, I hand you what has been marked in the record as Plaintiff's Exhibit 8, sir, and I ask you to look at that and see if you can identify that for the Court.

A This was a bulletin which several people participated and there was some controversy developed over it.

Q All right, now, this is --

A That was before we tightened up the control on what went out.

Q This was a membership bulletin, is that how you describe this Plaintiff's Exhibit 8?

A It was just a bulletin. I wouldn't call it a membership bulletin.

Q Well, under the letterhead there it says "Communication with Membership," doesn't it?

A Yes. Whoever wrote it used that wording.

Q Do you know who wrote this document marked Plaintiff's Exhibit No. 8?

A No, I don't. I think Joe Rich may have par-

1 ticipated in this quite a bit. But I don't know how --  
2 let's see, the last page, the back side, I started to  
3 say I might have had something to do with the last half  
4 of the back page but I can't recall specifically. The  
5 top half and the rest of it I didn't run and I don't  
6 know who wrote it.

7 Q You do know it went out over the D.C.R.C.  
8 letterhead?

9 A Well, it obviously did, uh-huh.  
10 Q Look on the first page there if you will,  
11 please, sir, in the first sentence it says, "The life  
12 blood of any political organization is communication  
13 with the membership. And communications cost money.  
14 In the case of D.C.R.C. the cost is over \$1,000 per  
15 mailing." Now, does that meet with your best recol-  
16 lection as to what the costs of the mailing were to  
17 your membership and friends?

18 A We have never spent that kind of money on  
19 any one mailing. I know to tell you that. Now, this  
20 fellow was hoping maybe to send out seven, eight or  
21 ten thousand letters but I don't think we have ever  
22 spent that kind of money. Since I have been Chairman  
23 I have personally restricted at the most five or six --  
24 well, three hundred Precinct Chairmen, two fifty. May-  
25 be seven hundred or eight hundred people but never in

1 the thousands. I just haven't felt we had that kind  
 2 of money to spend. Now, whoever wrote this must have  
 3 had something in mind.

4 Q Do you think you just kind of --  
 5 A As I could tell you this: There's never been  
 6 many letters sent out at this expense. Not just a  
 7 letter, a bulletin.

8 Q Do you think the author of that paragraph  
 9 was trying to drum up the membership, get a little  
 10 money out of them; could that have been the purpose,  
 11 putting that in there?

12 A He was probably trying to organize a money  
 13 raising drive but it never has succeeded. This ten  
 14 by ten deal has never worked. A little initial start  
 15 was made, they might have raised three or four or  
 16 \$500.00. This is a voluntary effort and people just  
 17 don't have time, they lose interest unless they are  
 18 constantly goaded and it never has been pushed. This  
 19 was one person's idea on how to raise money and he  
 20 copied after the Mormon church. We just haven't used  
 21 it here.

22 MR. COLLINS: I'm going to ask the  
 23 court reporter to mark another document,  
 24 please.

25 (Whereupon the instrument

handed to the reporter was marked Rochester Plaintiff's Exhibit 9, which is hereby attached and made a part of this deposition).

Q. Mr. Koch, directing your attention there to Plaintiff's Exhibit No. 9, can you examine that and identify it for the Court, please?

A Well, it's another one of these bulletins apparently.

10 Question Do you know approximately when that was sent  
11 out? I don't believe it has a date on it at the time.

12 A No, I don't.

13 Q Did you have anything to do with drafting  
14 that particular document?

15 A Well, this one paragraph here is mine.

Q Which one is that?

17       A... The one headed "A Demagogue is a politician  
18 who takes advantage of social unrest for politican  
19 gain."

20 Q Any of the rest of it there yours?

11       A     No. A number of us submitted material for  
12 it and it came out this way but this is all that I  
13

8 Now, to whom did you submit the material?

A Well, I think what happened was that Joe Rich

1 just took it and put it together, personally.

2 Q. Did that go out to the membership or do you  
3 know to the extent to which it was circulated?

4 A. I don't know to how many people he mailed it  
5 out. I say Joe is not on the Board and maybe this is  
6 one of the reasons. There wasn't enough communication  
7 between him and the rest of us.

8 MR. COLLINS: I'd like to mark  
9 another document, please.

(Whereupon the instrument  
handed to the reporter was  
marked Plaintiff's Exhibit 10, which is hereby  
attached and made a part of  
this deposition)

10 A. This is another one he sent out.

11 Q. Plaintiff's Exhibit No. 10, can you identify  
12 that, please, for the Court and jury.

13 A. That's on this D.C.R.G. letterhead and signed  
14 by Joe Rich.

15 Q. Do you remember seeing that go out?

16 A. I may have seen a copy of it after it went  
17 out. I doubt if I saw it beforehand.

18 Q. Now, that's soliciting funds, is it not, for  
19 now Senator Benson, Congressman Cabell and Mr. Wright  
20 I believe?

21 A. Uh-huh.

1 Q Now, it asks the business community here I  
2 believe to send some stamps or check payable to D.C.R.G.,  
3 is that correct?

4 A That's what it says.

5 Q Do you know whether or not there was any re-  
6 sponse to that?

7 A Well, it was very little; that's the reason  
8 we discontinued this type of self-addressed envelope.  
9 People just don't do that and contribute that way.

10 Q In other words, a self-addressed envelope  
11 went with Plaintiff's Exhibit 10?

12 A I'm sure it did, although I don't know.

13 Q Similar to what has been in the record here at  
14 Plaintiff's Exhibit 7, is that correct?

15 A Uh-huh. We found that people will send mon-  
16 ey to candidates; they wouldn't send it to us. We got  
17 very little money that way.

18 Q But that did go out over the D.C.R.G. letter-  
19 head, did it not, sir?

20 A Yes.

21 Q MR. COLLINS: I'd like to mark  
22 these two documents, please.

23 (Whereupon the instruments  
24 handed to the reporter were  
25 marked Register Plaintiff's  
Exhibits 11 and 12, which are  
hereby attached and made a

1 part of this deposition)

2 Q I hand you what has been marked as Plaintiff's  
3 11 and 12 and ask you to look at those and identify  
4 them if you can, please, sir.

5 A Well, Plaintiff's Exhibit No. 11, my name is  
6 on it, and I didn't authorize the man to use it. And  
7 I have never met Mr. Charles Isbell. He must have got  
8 a hold of a letterhead and used it. I don't know what  
9 his business is or anything else so I would definitely  
10 say this, that this man was not even personally very  
11 active in our organization.

12 Q But he somehow got a hold of your letterhead  
13 here though, did he not?

14 A He got a hold of it. I don't know -- This  
15 is totally unfamiliar to me and it did not come from  
16 any central source in the D.C.R.G.

17 Q What about Plaintiff's Exhibit 12?

18 A Evidently somebody got to these people and  
19 wrote a letter for them because this pattern is  
20 exactly like that one, and this man got a hold of a  
21 letterhead somewhere and used it. And my name is on  
22 it again and misEarl Luna's and I doubt if either us  
23 or Jim Teeling or the rest of us ever heard of him.  
24 Somebody was guiding these people and it wasn't us.

25 Q So you don't have any personal knowledge of

1 those?

2 A I'll disclaim both of those as being anything  
3 that even came out of the consensus. We always get  
4 some kind of consensus before we act and I don't know  
5 where these people -- who these people are listening  
6 to. I don't necessarily agree or disagree with what  
7 they wrote but we are not responsible for the letters.

8 Q Okay, that's Plaintiff's 11 and 12 --

9 MR. COLLINS: Is that correct, Mr.  
10 Luna?

11 MR. LUNA: Yes.

12 A It's not the first time we have been imitated  
13 or used. I doubt if Karl Luna saw the letter. Some-  
14 body was coaching them.

15 MR. COLLINS: I'd like to have some  
16 records marked, if you will mark these three  
17 as separate exhibits.

18 (Whereupon the instruments  
19 handed to the reporter were  
20 marked Register Plaintiff's  
21 Exhibits 13, 14 and 15, which  
22 are hereby attached and made  
23 a part of this deposition)

24 (Whereupon an off-the-record  
25 discussion was held, after  
26 which the following proceedings  
27 were had:)

28 Q Mr. Boch, I hand you what has been marked in  
29 this record as Plaintiff's Exhibits 13, 14 and 15 which

1 are what purport to be mailings with the envelope  
2 attached to the letters that purport to come in the  
3 envelopes. I'll ask you if you will examine those  
4 three exhibits and see if you can identify those,  
5 please, sir.

6 A Well, for one thing an envelope addressed to  
7 Oscar Mausy wouldn't have come from the organization.  
8 The letter may have.

9 Q You don't think Mr. Mausy may have been on  
10 your mailing list simply in error?

11 A This was typed in error and somebody typed the  
12 envelope and got a hold of the envelope.

13 Q I think that appears to be, looks like one  
14 of those Addressograph --

15 A Looks like a typewriter to me.

16 Q Well, maybe my eyesight is a little better.

17 A Could be. Somebody else has some of our  
18 envelopes and addressed another one to him and he was  
19 notion -- I doubt if he -- This is the 22nd of May,  
20 1968?

21 Q Yes, sir.

22 A The office was still over at Joe Rich's of-  
23 fice and I just don't believe they would have done it.

24 Q Do you remember seeing any of these docu-  
25 ments being mailed that is marked as Plaintiff's Ex-

1 exhibits 13, 14 and 15?

2 A I don't remember seeing them either written  
3 or mailed. I wouldn't be surprised if they were sent  
4 out but --

5 Q You are not denying that they were sent out,  
6 are you, Mr. Boch?

7 A No, I have no knowledge one way or the other.

8 Q And they do purport to be in an envelope  
9 that apparently carries the D.C.R.G.'s letterhead or  
10 return address?

11 A Right.

12 Q Or something of that nature, is that correct?

13 A I would just simply say this, that somebody has  
14 gotten hold of some D.C.R.G. envelopes and addressed them  
15 to Oscar Mausy. I doubt if the letters were originally  
16 addressed to him.

17 Q These contain, these Exhibits 13, 14 and 15  
18 contain enclosures, do they not?

19 A I don't doubt that they originated with the  
20 D.C.R.G. personnel somewhere. The organization as  
21 such I wouldn't say but the personnel put them out.  
22 I would say this is an organization that depends upon  
23 them and really involves their effort and like Generals  
24 in the Army we think we are back far enough we don't  
25 tell the Corporals and Sergeants what to do.

MR. COLLINS: Let me have another  
marked, please.

(Whereupon the instrument  
handed to the reporter was  
marked Register Plaintiff's  
Exhibit 16, which is hereby  
attached and made a part of  
this deposition)

Q Mr. Boch, directing your attention now to  
Plaintiff's Exhibit 16, I ask you to look at that ex-  
hibit and its enclosures and identify that for the  
Court if you can.

A Well, these are letters where Precinct Chair-  
men got together and wrote a letter on behalf of another  
one of their members. Enclosed in it is a letter from  
the Precinct Chairman candidate himself and a slate  
card.

Q Now, the slate card bears what name in  
terms of an organization putting out --

A Dallas County Committee For Responsible  
Government.

Q Is that your organization?

A That's it. Wait a minute, Dallas County Com-  
mittee? No, no, no. No, ours is Democratic Com-  
mittee For Responsible Government. This is not our  
organization.

Q Do you recall having seen that?

1 A Yes, I have seen similar ones like this.

2 Q But you deny that that is your organization  
3 that put that out?

4 A That's correct, this is not the D.C.R.G. because  
5 cause a lot of money went into this that is not ours.

6 Q Went into what?

7 A Into the cost of printing of this card and  
8 distributing it all over town. This is not a sole  
9 D.C.R.G. effort. We didn't control the thing.

10 Q But that does appear to be your slate though,  
11 doesn't it?

12 A It is our slate. This was adopted by the  
13 group that put this together. Our slate was adopted  
14 by this group.

15 Q It's one and the same as the slate card en-  
16 closed in Plaintiff's 16, is that correct?

17 A Yes. We encouraged these people to run for  
18 office before the filing date. This is just before  
19 the primary. These are the same people that we open-  
20 ly announced we were encouraging to run and file for  
21 the office.

22 Q Directing your attention to the last letter  
23 there that's apparently enclosed with it to the Kiest  
24 Park Area people in Precinct --

25 A 446.

1 Q -- 446 supporting one Morris Holt. Did your  
 2 organization support him or do you recall?

3 A Well, yes, we sponsored him and those are  
 4 the Precinct Chairmen in the area or in the vicinity  
 5 in which he lives, adjacent precincts.

6 Q They are all members of your organization,  
 7 are they not?

8 A All Precinct Chairmen in that particular --  
 9 in these particular precincts.

10 Q And they are also associated with and friends  
 11 of the Democratic Committee For Responsible Govern-  
 12 ment?

13 A It says, "We, the undersigned Precinct Chair-  
 14 men," of the precincts. They identify themselves and  
 15 they are all Precinct Chairmen whom we sponsored and  
 16 whom we associate ourselves with.

17 Q When you say we you mean the D.C.R.G.?

18 A D.C.R.G., right. And this is the candidate  
 19 himself.

20 Q The last letter being from Mr. Holt?

21 A Mr. Holt, a candidate for Precinct Chairman.

22 MR. COLLINS: Mark this, please.

23 (Whereupon the instrument  
 24 handed to the reporter was  
 marked Plaintiff's Exhibit 17, which is hereby  
 attached and made a part of

this deposition)

2 Q. Let's see, calling your attention to Plaintiff's Exhibit 17, Mr. Boch, I ask you to examine that  
3 and see whether or not you received that letter or have  
4 ever seen that letter before.

A I have never seen it.

7 Q Just take a moment to look at it if you will.  
8 please, sir, so that you will be certain.

MR. LUMA: Who signed it?

THE WITNESS: Who is Robert M.

12 Q Have you ever seen Plaintiff's Exhibit No. 17,  
13 Mr. Beck?

14 A No

Q Of course it's addressed to the D.C.R.G., is  
it not, the letter?

17 | Page 15 of 16

Q And it's addressed to the Cedar Springs address which is Mr. Robbie business?

A Right

Q Apparently Mr. Rich, or whoever received it, did not see fit to turn that over to you, is that your testimony?

A I have never seen it. I don't know why he  
B didn't -- or whether he received it or what he saw fit. I have just

1 never seen the letter and never heard of it.

2 Q Okay. At any rate, would it be fair to say  
3 that as late as April of 1970 the D.C.R.C. was still  
4 using the Cedar Springs address?

5 A Well, April of 1970?

6 Q Yes, sir.

7 A April 1970. When was the election?

8 Q May of 1970 I think.

9 A Well, obviously some letters came to that  
10 address. I wouldn't say we actually physically had  
11 an office there. It was just before the election so  
12 we must have had some place where we could get to-  
13 gether. That probably was it.

14 MR. COLLINS: Mark these please.

15 (Whereupon the instruments  
16 handed to the reporter were  
17 marked Register Plaintiff's  
18 Exhibits 18 and 19, copies of  
19 which are hereby attached and  
made a part of this deposition.)

Q Directing your attention now to Plaintiff's  
Exhibits 18 and 19, Mr. Boch, I ask you to look at  
those and see if you can identify them.

A Yes. This was a composite letter agreed  
upon.

Q You are talking now about what exhibit?

A This Exhibit 18.

1 Q All right, and it bears your signature, does  
2 it not?

3 A My signature is on it. It doesn't seem to  
4 have anything to do with D.C.R.G.

5 Q Do you know whether D.C.R.G. sent that out  
6 or not?

7 A It did not; it did not finance this or send  
8 it out I don't think.

9 Q Who did finance it and send it out?

10 A I'm trying to think. I don't know, this is  
11 part of a campaign for Bentzen that went on here. Who  
12 financed it and who mailed it and how it was handled  
13 I don't know. A meeting was called of a bunch of citi-  
14 sons on behalf of Bentzen and this letter was argued  
15 over and beat over and finally this was all that they  
16 could agree on, this is what they agreed on, and we  
17 all signed it, some of us that were there and what  
18 happened thereafter I don't know. But this is not a  
19 D.C.R.G. effort. This is strictly citizens efforts.

20 Q What about Plaintiff's 19, have you ever seen  
21 that before?

22 A I may have seen it. I did not participate  
23 in the meeting and --

24 Q Well, at any rate Plaintiff's 19 apparently  
25 was sent out by Mr. Thetford, is that right?

1 A Yes.

2 Q And he is one of your D.C.R.G. Precinct  
3 Chairman?

4 A At that time he was. Let's see, what date  
5 is this?

6 Q It doesn't say.

7 A Let's see, that must have been then before  
8 the 1970 election.

9 Q I think so.

10 A Whether he was -- no, he may have moved. I  
11 doubt if he was. Although in the prior election --  
12 No, in 1970 he was a district coordinator, wasn't he.  
13 1970 seems like too recent. He had been one of our  
14 Precinct Chairmen and had been the eighth district co-  
15 ordinator. My memory is not too good on that one.

16 MR. COLLINS: Mark that, please.

17 (Whereupon the instrument  
18 handed to the reporter was  
19 marked Register Plaintiff's  
20 Exhibit 20, which is hereby  
21 attached and made a part of  
22 this deposition.)

23 Q Mr. Boch, on election day you have gone  
24 around and been a poll watcher and that sort of thing,  
25 have you not?

26 A I have never been a poll watcher. I'm an  
27 officer of the Democratic Party and we did -- I was

1 called at the office to get in on any complaints about  
2 election or advise and so forth and so on. I have  
3 visited some of the polls to see what was going on.

4 Q I hand you what has been marked as Plaintiff's Exhibit 20 and ask you if you remember that  
5 particular story that came out in the Times Herald  
6 here in Dallas.

8 A I recall it.

9 Q You do remember seeing that?

10 A Uh-huh.

11 Q Is that last paragraph down there about you  
12 and Mr. Orr and Mr. DeBusk reading "the riot act" to  
13 certain people, is that accurate or inaccurate?

14 A It's not accurate. Do you want me to tell  
15 you the facts?

16 Q No, I just want to know how you characterize  
17 it.

18 A It's not accurate.

19 Q Okay, that's all I'm interested in.

20 A I'll be glad to tell you the facts.

21 MR. LUNA: Just answer the question.  
22 That's one of the advantages we lawyers have, George; we have the right to ask  
23 the questions we would like and get the answers,  
24 not the answers we want but the an-  
25

1                   over to that question.

2       A    We were particularly mindful of the fact  
3 that we didn't want --

4                   MR. LUMA: Wait until he asks you  
5 another question.

6       Q    I assume you yourself, Mr. Boch, personally  
7 are opposed to the concept of the single-member legis-  
8 lative districts?

9       A    Yes, that's a rather deep conviction with  
10 me.

11      Q    Okay. Now, Mr. Boch, looking at all of  
12 these exhibits that have been marked and introduced  
13 here, would it be fair to say that D.C.R.G. is a fairly  
14 active organization, at least in terms of corres-  
15 pondence and campaign literature?

16      A    Well, it's a rather virulent participation  
17 by citizens in the affairs of the government.

18      Q    And participating as --

19      A    A lot of the activity credited to the name  
20 is by the individuals who because of their knowledge  
21 participate individually.

22      Q    But would it be fair to say that the D.C.R.G.  
23 does assist these people in terms of having campaign  
24 literature and envelopes and stamps and so forth?

25      A    It assists in advising its Precinct Chairmen

1 principally. It can't do much for legislative can-  
2 idates or for a national candidate or state-wide can-  
3 idates.

4 Q On an informal sort of level how would you  
5 describe the major decisions that are made by the  
6 D.C.R.G. in terms of the people that are responsible  
7 for making the major decisions?

8 A You mean how are they made?

9 Q Yes, sir.

10 A We have been very careful not to exert lead-  
11 ership or to influence. We have been real careful be-  
12 cause what we do represents a collective thinking of  
13 the Precinct Chairmen and the people in their precinct  
14 and we take all the soundings we can. And since I have  
15 been Temporary Chairman there has never been a meeting  
16 of just the Board. I always invite ten or fifteen  
17 others and tell them to bring one or two others if they  
18 want to.

19 Q Apparently Mr. Rich sends out quite a bit of  
20 correspondence.

21 A Mr. Rich has not been active since -- follow-  
22 ing the last primary, the primary before the -- Was it  
23 the last primary?

24 Q Primary of the summer of 1970?

25 A Right. He's not on the Board and has not

1 been active. I have been very careful not to repeat  
2 some mistakes that have been made as far as relation  
3 is concerned by other people prior to -- at the time  
4 they named me as Chairman. My main purpose is to main-  
5 tain harmony among our own people, get the consensus,  
6 get the crowds.

7 MR. COLLINS: Pass the witness.

8 CROSS EXAMINATION

9 BY MR. LIMA:

10 Q Mr. Boch, in participating in politics --  
11 First, let me precede that by saying that you are aware  
12 that your deposition is being taken in the case where  
13 the multi-member legislative district concept is being  
14 challenged in the Court on the basis of discrimination  
15 against certain minorities and political parties, are  
16 you aware of that?

17 A I'm aware of that.

18 Q Mr. Boch, have you ever been a party in any  
19 way to attempt to discriminate against minorities?

20 A I have been very careful not to be.

21 Q All right. What would be one of the best  
22 reasons that you could give me that you are not in-  
23 terested in trying to discriminate against minorities?

24 A I think that rule in this country by one  
25 element is very detrimental to minorities, and I happen

1 to be a member of one. That's the reason my parents  
2 left the old country.

3 Q What minority group are you a member of?

4 A I'm Jewish. They lived in a country that  
5 used to be Lithuania, it's been everything in the  
6 world but overrun, but basically Lithuania on the  
7 Baltic Sea. It's part of Russia now.

8 Q There's been some talk here of whether or  
9 not you have worked in the organization with blacks.  
10 Let me ask you this: How about in your own business,  
11 do you employ people of different colors and different  
12 backgrounds?

13 A Yes, I do.

14 Q Races, religions?

15 A Yes, I do.

16 Q In your personal office do you have a black  
17 secretary?

18 A We sure do, the best payroll clerk I have  
19 ever had.

20 Q How long has she been with you?

21 A Oh, two or three years.

22 Q Do you know of anybody in Dallas County, a  
23 member of any minority or any other group, Mr. Boch.  
24 who has been denied the right to participate in the  
25 elective process of Dallas County?

1 A No, I don't.

2 Q Has everybody been not only not hindered but  
3 encouraged to register to vote?

4 A When we first started out --

5 Q Answer that question first.

6 A The answer is everybody has been encouraged.

7 Q You mentioned blacks on the Board and I'm  
8 not sure -- on the D.C.R.G. Board. I believe you men-  
9 tioned L. H. or L. F. Brown.

10 A L. H. Brown.

11 Q Is he black?

12 A He's black.

13 Q And Mr. Dodson I believe was another one?

14 A Right.

15 Q Now, there's been a good bit of talk here  
16 about D.C.R.G. candidates, Mr. Boch. Is it just the  
17 D.C.R.G. that endorses candidates or do a lot of other  
18 organizations also endorse the same candidates?

19 A Oh, they have a lot of organizations that  
20 endorse candidates.

21 Q So when we are talking about candidates that  
22 D.C.R.G. endorses we are not talking about candidates  
23 that just D.C.R.G. endorses, right?

24 A Oh, no, we are realist and we invite every-  
25 body to endorse them and they do. A lot of people

1 endorse them.

2 Q On the question of interviewing candidates,  
3 do you know of any time that the D.C.R.G. has ever  
4 tried to tell anybody how they ought to vote?

5 A No, that's one of our principles. State the  
6 facts and the rest for the judgment.

7 Q Are you familiar with the Dallas County  
8 Democratic Men's Club?

9 A I have heard of it.

10 Q Do you know that from time to time they also  
11 endorse candidates for office?

12 A Yes, they do.

13 Q How about the Democratic Women's Club?

14 A The same thing.

15 Q How about the Democratic Club of Garland?

16 A They also endorse candidates.

17 Q There's a Democratic men and women's club  
18 in Garland, is there not?

19 A They endorse candidates.

20 Q How about in some of the other suburban  
21 areas, don't we have other Democratic clubs?

22 A We have them by the dozen, Southeast Dallas  
23 Democratic Club, South Oak Cliff Democratic Club.

24 Q Southwest Dallas Democratic Club, are you  
25 familiar with it?

1 A Smithsonian Democrats, East Dallas Democratic  
2 Club. I think we counted at one time twenty-two such  
3 organizations.

4 Q So the Democratic Committee For Responsible  
5 Government is just one of many Democratic organizations  
6 that endorses candidates in sometimes primary and  
7 sometimes general elections?

8 A That's correct.

9 Q But other than Precinct Chairmen I believe  
10 you have told us that the first endorsement in any  
11 other race as far as you are aware by the D.C.R.G. was  
12 in the 1970 primary and general election, is that  
13 right?

14 A That is correct.

15 Q But are there many other Democratic clubs  
16 that have endorsed candidates in both primaries and  
17 general elections for a longer period of time than  
18 that?

19 A Oh, yes, all of these other clubs were in  
20 existence before we ever became an organization. They  
21 were all in existence before we ever thought of being  
22 organized.

23 Q So when for instance you identified one of  
24 these exhibits sending out endorsing candidates that  
25 had Rev. Zen Holmes name on it, you are not telling the

1 Court that he was a candidate that was supported only  
2 by the D.C.R.G., are you?

3 A No, we solicited that; we would be glad to  
4 see everybody endorse our people.

5 Q And the candidates solicit everybody's en-  
6 dorsments?

7 A Right, they didn't limit themselves to our  
8 endorsement.

9 MR. LUMA: I believe that's all.

10 DIRECT EXAMINATION

11 BY MR. COLLINS:

12 Q Mr. Boch, what does it cost to run in a  
13 legislative race here in Dallas County?

14 A Well, that was one of my surprises, the mon-  
15 ey that I saw come through. Various candidates have  
16 told me they spend anywhere from \$2,000.00 up. Or one  
17 even told me he ran a race for less than that. I know  
18 that collectively, and this is not D.C.R.G. money but  
19 money that just a group of us raised last time, that  
20 we spent centrally and which we feel is the most ef-  
21 fective money, we didn't buy a billboard, we didn't  
22 have enough money, and we didn't buy a radio spot, we  
23 didn't have enough money. We scraped together enough  
24 for the slate cards and some distribution over them and  
25 I think two three-quarter page ads or full page ads in

1 the paper.

2 MR. LUMA: Just tell him how much  
3 it cost to run a race, if you know.

4 A The money that we handled averaged probably  
5 less than \$1500.00 per representative. I don't think  
6 we had any more money than that to spend. I doubt if  
7 we did.

8 Q Do you remember purchasing a printing for  
9 some \$4,000.00?

10 A Could I see the bill for what it's for?

11 Q I'm just asking questions, sir.

12 A Now, let me tell you this: Different people  
13 would raise a few hundred dollars or a thousand, they  
14 would go take it and say, "Okay, now we've got the  
15 money, go get this done."

16 Q My question to you, Mr. Boch --

17 A I don't remember.

18 Q -- is do you remember paying a bill for that  
19 amount of money?

20 A I don't ever remember paying a bill for that  
21 kind of money, political bill. Not me personally.

22 Q Now about in your capacity with the D.C.R.G.T.

23 A I don't ever remember it. There may have been  
24 one but I don't remember it.

25 Q What about one for \$1,298.40 in April of 1970,

1 do you remember that one?

2 A I don't recall. I would have to see the  
3 invoice but I don't recall any specific number. I  
4 know the total is not much.

5 Q Does that figure ring a bell with you in any  
6 way?

7 A No. Lord, I'm in the contracting business  
8 and I write -- I sign checks every day for a lot more  
9 money than that. I wouldn't remember those kind of  
10 amounts, whether it be a dollar or fifty thousand.

11 Q Well, you know Mr. Zimmermann, do you not,  
12 who is with Addressors Unlimited?

13 A I know him.

14 Q And you have done business with him before,  
15 haven't you?

16 A We have done business with him.

17 Q And got him to do mailings for you, haven't  
18 you?

19 A We have contracted with him to do addressing  
20 and -- I don't think he handles mailings. I think he  
21 just handles addressing.

22 Q He's done some of your work though, isn't  
23 that a fair statement?

24 A Yes. Now, let me point this out to clarify  
25 this. Sometimes we'll get twenty Precinct Chairmen

1 who will say, "We want a machine addressed mail and  
 2 and get us every item in it and we'll pay for it" so we'll buy the whole package and  
 3 then the man will give us the money and we'll deliver it.  
 4 We act like a central collecting and disbursing agency.  
 5 Not necessarily money we raise directly. In other  
 6 words, they place the orders with us, the Precinct  
 7 Chairman will and they'll say, "We don't want to hand ad-  
 8 dress the envelopes; we'll go ahead and pay for it."  
 9 And so what we will do, we have to deliver the money  
 10 to Mr. Zimmermann in advance I think and what we will  
 11 do, we'll collect the money and take it over there and  
 12 write him a check or we'll deposit it and write him a  
 13 check. I can't say that we actually raise the money  
 14 for that.

MR. COLLINS: I pass the witness.

CROSS EXAMINATION

BY MR. WHITE:

Q Mr. Boch, you have answered the questions  
 19 that have been presented to you here responsively and  
 20 truthfully to the best of your knowledge, is that cor-  
 21 rect?

A Oh, yes.

Q If I had asked the questions that have been  
 24 asked of you this afternoon would you have responded in  
 25 substantially in the same manner?

1 A Oh, yes.

2 MR. WHITE: That's all I have.

3  
4  
5 (Signature waived by agree-  
6 ment of all parties present)  
7  
8  
9  
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OF THE  
DEMOCRATIC COMMITTEE FOR RESPONSIBLE GOVERNMENT

December, 1970

PLAINTIFF'S  
EXHIBIT

**I. NAME:** The name of this organization shall be DEMOCRATIC COMMITTEE FOR RESPONSIBLE GOVERNMENT.

**II. PURPOSE:** The purpose of the organization shall be to encourage outstanding individuals, who reflect the viewpoint of the responsible majority of Dallas citizens, to seek party and public office in Dallas County and Texas, and to support their election.

**III. MEMBERSHIP:** A person may become a member of this organization upon making written application to the Board of Directors and being approved by the Board, provided such person shall be:

**A. Active Member:**

1. A Precinct Chairman
2. A Candidate for Precinct Chairman in the last primary election, and such person shall be eligible to remain a member until the next primary election.
3. Persons that contribute or raise \$15.00 or more per year.
4. Persons active as District, Area or Sub-Area Co-Ordinators, or who render special services of substantial nature.

**B. Supporting Member:**

Persons that do not apply for active membership, but who meet the qualifications of item 3 above.

**C. Associate Member:**

Upon application, anyone that makes a donation of \$1.00 or more.

Only Active Members shall be entitled to vote at any Membership Meeting.

**IV. BOARD OF DIRECTORS:**

**A. The Board of Directors shall consist of twenty-eight (28) members. Three (3) shall be the District Co-Ordinators. Five (5) shall be elected from each of the Senatorial Districts lying wholly within Dallas County. Ten (10) shall be elected at-large. Members shall serve two years.**

1. The Members from the above Senatorial Districts shall be elected by a majority vote of the membership attending the biennial meeting.
2. The at-large members shall be elected as soon as practicable after the biennial meeting by the members representing the Senatorial Districts.
3. A vote of a majority of the Members of the D.C.R.G. present at any duly called membership meeting may remove any or all members of the Board.

**B. Nominations to Board of Members Representing Senatorial Districts:** Prior to the Biennial Meeting, each District Co-ordinator shall call a meeting of the D.C.R.G. Precinct Chairmen of his District for the purpose of nominating five (5) candidates living in that District for membership on the Board and for selecting the person to make such nominations at the Biennial Membership Meeting. Additional nominations for candidates from that District may be made from the floor by any member present. If the District Co-ordinator fails to call such a meeting before 5 days prior to the Biennial Meeting, then such a meeting may be called by any three (3) D.C.R.G. Precinct Chairmen living in that District.

- C. Officers: The Board shall elect a Chairman, Vice-Chairman, Secretary and Treasurer to serve annual terms until and unless replaced by a majority vote of the Board.
  - D. District Co-Ordinators: District Co-Ordinators shall be appointed by the Board. The Co-Ordinators of the previous year shall continue to serve in that capacity until their replacements are appointed.
  - E. Minutes: The Chairman shall have minutes taken of each Board and Membership Meeting and shall have copies of same distributed to all Board Members as soon as practicable after such meeting.
  - F. Vacancies on Board: Vacancies on the Board shall be filled by the Board, subject to same District representation as above described. In the event an appointed District Co-Ordinator has been previously elected to the Board at the Biennial Meeting, an additional member from his District shall be elected by the Board.
  - G. Quorum of the Board: A Quorum of the Board shall consist of two-thirds of the Board as constituted at the time of the Board Meeting. All actions of the Board shall be by majority vote of those present.
- V. MEETINGS: The Biennial Membership Meeting shall be held on the First Thursday in December following the General Election in November. Special Meetings of the Membership or Board of Directors may be called by a majority of the Board of Directors. The time and place of the Biennial Meetings of the membership shall be decided by the Board of Directors and written notice of such meetings shall be sent to the membership at least three (3) days prior thereto. The Board of Directors shall meet at least once every two (2) years immediately following a Biennial Membership Meeting. Special meetings of the Membership may be called by any 25 members giving notice as above described. Written notice of the time and place of the Biennial and special meetings of the Board of Directors shall be sent to the Directors at least three (3) days prior thereto. A quorum at any Biennial or Special Meeting of the Membership shall be those present, but not less than 25.
- VI. INDEBTEDNESS: No Member of this organization shall ever incur any indebtedness on behalf of any other member.
- VII. AMENDMENTS: The Constitution and By Laws may be amended at any Biennial or Special Meeting by a majority vote of those present.
- VII. ENDORSEMENT OF CANDIDATES: Before any Election in which the Organization desires to participate, the Board of Directors shall act as a Committee to examine all Candidates seeking endorsement by the Organization. No endorsement of candidates shall be made unless a majority of the full Board of Directors have authorized such endorsement at a special meeting called for such purpose.

1514

DEMOCRATIC COMMITTEE FOR RESPONSIBLE GOVERNMENT  
BOARD OF DIRECTORS

1970 - 73

8th District

L. R. "Bob" Gibson	10212 Doris Drive Dallas, 75220	R: 321-8431 H: 351-9781
Bill Dowdy	800 Fidelity Union Tower Dallas, 75201	R: 740-8181 H: 237-2886
John T. Mitchell	1410 W. Shady Grove Irving, 75060	R: 213-7167
Mrs. Virginia Moore	4207 Southover Rd. Dallas, 75229	R: 323-0582
Mrs. Betty McDonald	3230 Latham Dallas, 75229	R: 323-7181
Al Hugler	2900 McFarlin Dallas, 75205	R: 326-8951 H: 363-1145

15th District

Jack Hanson	P.O. Box 11134 Dallas, 75223	R: 323-7271 H: 321-6192
Rev. L. H. Brown	5341 Bourquin Street Dallas, 75210	R: _____ H: 421-2892
Paul Undercofler, Jr.	211 N. Ervay Bldg. Suite 416 Dallas, 75201	R: 740-8474 H: 689-5886
Johnnie James	6815 Highspire Dallas, 75217	R: 741-3531 H: 361-6128
B. L. Nelson	P.O. Box 22008 Dallas, 75222	R: 343-8136 H: 441-6817

23rd District

Leanne Wilson	1513 Bryan Street Dallas, 75201	R: 743-7134 H: 346-7509
Allan Melton	1512 Commerce, Suite 1305 Dallas, 75201	R: 742-6666 H: 841-4806
E. Carlyle Smith, Jr.	838 Burleson Street Grand Prairie, 75050	R: 262-1505 H: 362-7656



1515

D.C.R.G. Board Members Page 2

23rd District cont.

Robert L. Reid	5919 Kreneland Dallas, 75211	B: 363-5326 H: 337-1035
Clifford Veldell	504 Bob-White De Soto, 75115	B: 331-8077 H: 233-6712

Members at Large

✓ William H. Clark, III	2424 First Nat'l Bank Bldg. Dallas, 75202	B: 741-1002 H: 526-7543
George Book	P.O. Box 15725 Dallas, 75215	B: 431-7387 H: 824-8587
✓ Robert W. Smith	4000 First Nat'l Bank Bldg. Dallas, 75202	B: 748-7051 H: 348-4494
✓ Manuel De Busk	4201 First Nat'l Bank Bldg. Dallas, 75202	B: 741-4177 H: 239-3211
S. J. Hay, Sr.	2800 North, Suite 235 Dallas, 75201	B: 747-5875
Ernest E. Wright, Jr.	2727 Cedar Springs Dallas, 75201	B: 748-0205 H: 278-4624
Lee Halford	12th Floor, Tower East 2700 Stemmons Freeway Dallas, 75207	B: 631-7910 H: 235-3302
Dick Stroman ✓	P.O. Box 17002 Dallas, 75217	B: 381-2159 H: 381-4222
Jack Thompson	2608 Inwood Rd. Dallas, 75235	B: 380-6397 H: 383-8813
Rev. H. F. Dodson	3916 Kynard Avenue Dallas, 75215	B: H: 431-7998

1516

DEMOCRATIC CO. MITTEE - RESPONSIBLE GOVERNMENT

December 23, 1968



Ben Atwell  
Jack Blazquez  
Bill Bracklein  
Sam Coats  
Joe Golman  
Joe Hines  
Tom W. Holmes, Jr.  
W. E. (Bennie) Lankinen

Guy Lewis  
Bob Lynch  
Griffith Moore  
Dick McLean  
Fred Orr  
Chris Stevens  
James W. Stoudt

Dear Mr.

The D. C. R. G. is a precinct organization of Dallas County citizens interested in promoting good government through responsible and effective representation. Our membership is currently several thousand and growing. Over 200 of the 233 Democratic Party Precinct Chairman are among our members and constitute a broad base for precinct work.

With a view to best possible representation in State Government, we have conducted a study of potential candidates for the Legislature in the 1970 Democratic Primary. Your name is among those most favorably received. We offer every encouragement to you in the event you find it possible to serve our community in this worthwhile capacity. The D. C. R. G. will, should you file as a candidate in the Democratic Primary, exert extraordinary effort in the Precincts to insure your nomination in May and your election in November.

Thank you for your interest in serving Dallas County.

Yours very truly,

The Board of Directors

Bill Brewer  
L. H. Brown  
Joe Carpenter  
Wm. H. Clark, III  
Manuel De Soto  
H. F. Dodson  
Bill Dowdy  
Glenn Dunn  
Dr. Emerson Enory

L. R. "Bob" Gibson  
Lee Halsted  
S. J. Hay, Sr.  
Jack Henson  
Johnny Jones  
Ennis Killingsworth  
Roy Orr  
Joe Rich  
Charles Simons

Forrest Smith  
Robert W. Smith  
Dick Strommen  
Conway Thedford  
Jack Thompson  
Paul Underholder  
George Wilkins  
Lorraine Wilson  
Ernest E. Wright, Jr.

2727 CEDAR SPRINGS

DALLAS, TEXAS 75201

TELEPHONE 214 748-8887

1517

DEMOCRATIC COMMITTEE & RESPONSIBLE GOVERNMENT



A REMINDER TO VOTERS:

THE DEMOCRATIC PRIMARIES ARE NOT OVER. LET US NOT WAKE UP THE MORNING AFTER THE RUNOFF ON JUNE 6, 1970, AND FIND OUT THAT FAILURE TO VOTE HAS RESULTED IN THE ELECTION OF TWO LIBERALS TO OUR STATE LEGISLATURE. DALLAS COUNTY NEEDS TO MAINTAIN ITS REPUTATION AS THE BULWARK OF CONSERVATIVE STRENGTH.

VOTE FOR:

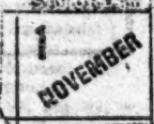
JOHN BOYLE - Place 1 - Mr. Boyle resigned his position as City Attorney of Irving to make the race after he was requested to run for the Legislature. His opponent is Berland Brashear, an Attorney with Offices at 3318 South Oakland. Very little is known about Mr. Brashear.

SAM COATS - Place 12 - Mr. Coats is an Attorney associated with the well respected firm of Clark, West, Keller and Clark. He resides in far North Dallas. Like Mr. Boyle, he was requested to make the race by Conservative citizens. He is a former DCRG Precinct Chairman. His opponent is Bill Stahr, who is running in South Dallas with Mr. Brashear as a team. Words cannot describe his political philosophy any better than do the enclosed copies of letter bearing his signature and the enclosure thereto.

REMEMBER: RUNOFFS ARE A SPECIALTY OF MASS BLOCK VOTING TACTICS. CONSERVATIVES WILL LOSE IF THEY DO NOT TURN OUT AND VOTE.

1518

NAWA BENEVOLENT  
for voter registration & other  
community projects



TICKETS:

ADULT

\$3.00 Advance  
4.00 at Door

STUDENT

\$1.00 Advance  
1.50 at the Door

WHAT IS  
SOUL FOOD?

SPECTACULAR ENTERTAINMENT

DINNER: 6 - 8 P.M.

REAL SOUL MENU INCLUDES CHITTLINS  
AND HAW, BLACK EYES AND GREENS;  
IF YOUR STOMACH AIN'T GOT NO SOUL,  
YOU CAN FILL UP ON THE GRTTS AND SHAWY.

3rd if you're chicken, we got chicken wings.

Come To  
The

FIRST UNITARIAN CHURCH  
6015 NORMANDY  
DALLAS, TEXAS 75205  
(214) 428-3962

SATURDAY, NOV. 1, 1969  
Dinner: 6-8 P.M.  
Entertainment: Starting 8 P.M.

- Phone or write the church office for tickets. We'll send 'em out immediately.

- Contributions to NAWA are tax deductible. Make checks payable to NAWA. We would estimate the \$2. of contribution in every \$3. ticket would be reasonable.

unitarian universalists for BLACK AND WHITE ACTION

An Affiliate of the Unitarian Universalist Association

1519

# DO YOU WANT THIS MAN ELECTED?

October 20, 1969

Dear Friend:

We hope you'll be able to join us at this Unitarian Church Dinner. The proceeds will be used primarily for voter registration activities, mostly in predominantly Black or Latin-American neighborhoods.

Political and civic figures in the audience will be introduced, and any greetings from people not present will be read.

We're taking the liberty of sending you two (2) adult tickets (numbers ) at \$3.00 each. We hope you can come - or at least send us a contribution if you cannot. Please make your check out to BAWA, which is a tax-deductible affiliate of the Unitarian-Universalist Church. We'd appreciate your returning any tickets not paid for.

Thanks for your help in making more people participating members of our society.

Yours sincerely,

*Bill Steele*

TICKET

No. *[Redacted]*

AUDIT. \$3.00 Advance  
At Door

STUDENT \$1.00 Advance  
At the Door

Unitarian Universalists for BLACK AND WHITE ACTION

## **BAWA BENEFIT SOUL FOOD DINNER**

SATURDAY, NOV. 1, 1969

Dinner 6-8 P.M.

Entertainment: Starting 8 P.M.  
FIRST UNITARIAN CHURCH  
4015 NORMANDY  
DALLAS, TEXAS 75208  
(214) LA 8-3990



1520



Dear Neighbor:

Thank you for voting in the Democratic Primary on May 3, 1970. We appreciate your effort and time in voting for the candidate of your choice.

However, our work is not complete inasmuch as the Democratic Primary run off is Saturday, June 6, 1970.

I am enclosing herein literature which we believe clearly indicates the political philosophy of candidates Stehr and Brashears. A strong campaign is being run in the liberal areas of Dallas to get out the vote on Saturday, June 6th.

We and our neighbors must vote if we want our candidates, Coats and Boyle, to prevail.

PLEASE VOTE AND GET YOUR NEIGHBOR TO VOTE FOR:

SAM COATS  
and  
JOHN BOYLE

Sincerely yours,

Dan D. Webster Jr.  
Former Democratic Precinct Chairman

Duffield Smith Jr.  
Democratic Precinct Chairman

DEMOCRATIC COMMITTEE for RESPONSIBLE GOVERNMENT

2117 CEDAR SPRINGS DALLAS, TEXAS 75201

TELEPHONE 214 748-9207

WHICH PAIR DO YOU WANT TO REPRESENT YOU IN AUSTIN

THIS

Below is a copy of a poster that is being displayed only in Block Voting Precincts in South Dallas. Obviously Ultra-Liberals trashear and Stahr hope to ride in together & a massive Block Vote in those Precincts that Ralph Yarborough carried.

OR THIS

Below are pictures of the two candidates who are endorsed by the Dallas County Committee for Responsible Government, the Dallas Times Herald and the Dallas News.

PLACE 1 - JOHN BOYLE

PLACE 2 - SAM CORTEZ



ELECTION DAY IS SATURDAY, JUNE 6 - IT IS IMPORTANT - TELL YOUR FRIENDS - CALL THEM ON SATURDAY.

ANSWERING VOTING PAY 27 THRU JUNE 2 - AT HALL OF RECORDS

Democrat 161

1522

DEMOCRATIC COMMITTEE - RESPONSIBLE GOVERNMENT

March 19, 1978



A Democratic Primary race in Texas Senatorial District No. 23 between Oscar Mauzy and John Wright is generating interest beyond the District in Dallas County. Mauzy has given aggressive leadership to big spenders in the Texas Senate - and your business is among those footing most of the bill. Four more years of his liberal tax and spend policies can be very expensive to all of us.

John Wright is our kind of folks. D.C.R.G. is dedicated to his election. With financial support, victory is within reasonable expectation. We need yours in this cause.

Checks should be made payable to "John Wright Campaign Fund" and sent to him at P.O. Box 781, Grand Prairie, Texas 75050 or to "D.C.R.G." and forwarded in the enclosed envelope. John will write to you with personal thanks.

Sincerely,

*Joe Rich*  
Joe Rich

Revg  
Enc.

727 CEDAR SPRINGS

DALLAS, TEXAS 75201

TELEPHONE 214 748-0207

1523



Business Reply Mail  
No postage necessary if mailed in the US  
Postage will be paid by addressee

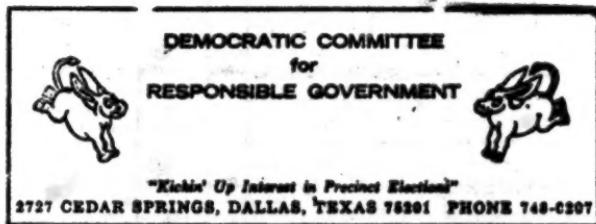


The Democratic Committee for Responsible Government  
2727 Cedar Springs  
Dallas  
Texas 75201

**1524**

I Pledge to use my best efforts to work  
for good government in Dallas County  
and in the State of Texas.

1525



September 1970

COMMUNICATION WITH MEMBERSHIP - FUNDING

The life blood of any political organization is communication with the membership. And communications cost money. In the case of D.C.R.G. the cost is over \$1,000 per mailing. How do we do a better job?

Your Board of Directors think there are 1,000 interested conservatives in Dallas County who are willing to invest \$10.00 twice each year to sustain a good active and informative program. Accordingly, they established a funding device termed the "D.C.R.G. X-Ten-10" - X Teams of ten divisions each which will solicit \$10 from each of ten citizens. The initial organization is under direction of Joe Rich with team Captains as follows:

Bill Clark	741-1002,	Bill Dowdy	748-8181
George Book	421-7387	George Wilhite	747-8672
Jack Henson	328-7271	Roy Orr	523-6000
Bob Burns	748-4451	Johnny James	741-3531
Conway Thetford	421-7387	Bob Smith	748-7051

Equal in importance with funding is an involved membership. Call one of the above today and get yourself involved. Organization must be complete early in October. See inside fold for graphic illustration of how it works.

IN MEMORIUM

Many give of themselves in service to a Political Party. Few will ever reach such heights as E. E. Turquette, a Democratic Party Precinct Chairman for 38 years. Mr. Turquette died September 14, 1970.  
We shall all miss him.



1526



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0.1

Wheat

Rye

Potato

Barley

Maize

Party Requirements

Strauss Chided  
By Yarborough

TEAM  
B&G STENA

1970 POLITICS - AN APPRAISAL

Effective political activity can be measured both positively and negatively -- what has been gained and what might have otherwise been lost. D.C.R.G. has had a good year for better government.

**PARTY OFFICE:** The conservative majority membership of the Democratic Executive Committee has been increased to over 70%. Importance of this majority was again demonstrated when they filled a vacancy on the ballot for the office of County Sheriff with Clarence Jones, a man well qualified to do the job. On the negative side, well known Liberals who would have sought the office for "Big Gun" power knew the futility of applying. Further, future ballot vacancies are secure from liberal influence. There were five similar occurrences in 1968.

**PUBLIC OFFICE:** Atwell, Boyle and Coats, all conservatives supported by D.C.R.G. defeated liberal opponents in May and June Primaries to become Democratic Party nominees for Texas Legislature. Two DCRG candidates lost legislative races in the May Primary. A fair beginning.

**CONVENTIONS:** ~~function~~ District and State Democratic Party Conventions were heavily swayed by DCRG activity. The 289 Dallas County Precinct Conventions went overwhelmingly to conservatives. All three Senatorial Dist. Conventions were in firm conservative control, resulting in Delegations to the State Convention who gave Dallas County a big say in turning back the liberals.

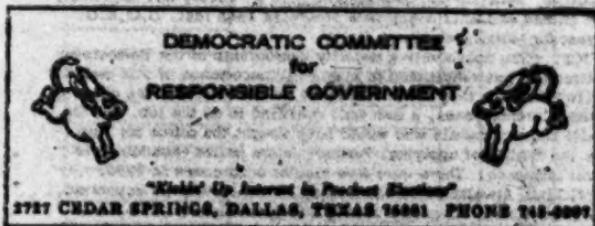
**PARTY PLATFORMS:** The Party Platforms that are adopted at State Conventions are usually drafted by the Party's nominee for Governor, or by his staff or advisers. These people, having one eye on the election of the nominee, try to make the platform as many things to as many people as possible; knowing that final decisions can be enacted only by the Legislature.

The Platform Committee at the State Convention is composed of one member from each Senatorial District, elected by the delegation from that District, plus five (5) members at large who are selected by the Nominee, or the State Executive Committee Chairman for him. They do not have time in the few hours available at the Convention to pick to pieces the long draft that is prepared for them. However, they can act to show the tenor of the group. The Democratic Convention was conservative. D.C.R.G. Delegates from Dallas led the successful fight to incorporate Earl Luna's provisions against busing of school children, and also defeated Liberal Senator Oscar Maury's attempts to write in a requirement that would have required voters to state Party affiliation when applying for Registration.

**D.C.R.G. MEMBERSHIP MEETING**

Biennial membership meeting will be held Thursday, December 3, 1970 at the Adolphus Hotel. Check Hotel directory for the room. All are invited. Active Members may vote. Time - 8:00 P.M.

1528



1970 YEAR OF DECISION

Regardless of what develops in State and local Politics, all will be overshadowed by the Democratic Primary race for the U. S. Senate seat of RALPH YARBOROUGH in 1970. And this Race will include a strong liberal rally to take control of the Democratic Party through the Precinct Conventions. Dallas County with large delegations from Three Senatorial Districts, will be one of RALPH'S prime targets.

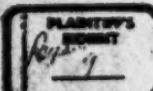


EFFECTIVE PARTICIPATION

HOW CAN I DO MORE THAN JUST VOTE? D.C.R.G. offers a partial answer to this question. Over 100 citizens have made financial contributions to this Conservative Organization in 1968 preparatory to the 1970 fight against Liberals in government. Funds are administered by a twenty-five member Board of well known conservative leaders with a flawless record of accomplishment. Welcome Participants!

Your check should be made payable to "D.C.R.G." and returned in the enclosed envelope.

IT'S YOUR GOVERNMENT



1529

SECRET

CURRENT HUMOR CORNER

Mike McInbal looks like a sure candidate against Earle Cabell for Congress in the 5th District. Mike can do this and if he loses still retain his Senate seat. His term expires in 1972....

Bob Barnes is getting good advice to oppose Ralph Yarborough. If he does, Senator Ralph Hall (from the 5th S.D. in Rockwall) will run for Lt. Governor.

Mal Price, County Commissioner, will have at least two opponents. All 200 Series Precincts take note..... One of his opponents is a D.C.R.G. Precinct Chairman.....

Oscar Maney is already out registering voters in his block voting Precincts to improve his less than 1,000 vote margin of victory in 1966. Meanwhile many of this 23rd District constituents who don't think they can afford another four years of his big spending in the Texas Senate are volunteering to help him OUT.... ALL THE WAY OUT! A very recent in-depth Poll of his District shows strong sentiment for a change to more responsible representation. Rumor is that D.C.R.G. is interested.....

REGISTER REGISTER REGISTER REGISTER REGISTER REGISTER

Don't forget to register for 1970 and have your friends do likewise. You can be sure the opposition will do so. The time is now.



1530

A DEMAGOGUE is a politician who takes advantage of social unrest for political gain. One dictionary says - "a leader who uses the passions or prejudices of the populace for his own interests; an unprincipled orator or agitator".

Which politicians are demagogues in the eyes of the Public?

Demagogues tend to vote FOR most appropriations and AGAINST taxes that are widely based. They try to create a different image between taxing the Crocer and taxing Groceries . Back home, they can tell constituents that they voted for them all the way . Have you heard any politician brag about all the spending bills he voted FOR? AGAINST?

BILLS THAT FAILED TO PASS OR WERE VETOED BY THE GOVERNOR

MAUZY - Bill requiring applicants for Voter Registration, to state their Party affiliation and such information when printed on the certificates. Anybody stating "Independent" or "No Preference" would thus be automatically barred from voting in any Primary. This could result in both Party candidates - Democratic and Republican - being you know what ... (vailed to pass)

McKOOL - Bill requiring County Commissioners to provide office space ( at taxpayers expense of course ) for all Legislators and Senators in their home county.....( voted by Governor Smith )

McKOOL - Bill asking the 16th & 18th Senatorial-District lines "simpler and more logical" --- a snake could not have followed the lines --- one good thing about this bill - for Mike of course, it would have made it legal for him to live in his old house , the one he had to move out of to reside the the 18th so he could run in the first place. .... Thanks to the Governor, we do not have to live with this Bill --- and neither does Mike.

MAUZY AND McKOOL BOTH VOTED FOR THIS ONE .....

Bill providing a raise of 75% ( to \$1,750 ) in LEGISLATOR MONEY for State Senators ---- of course this one passed.

1531

D.C.R.G.

WHAT IS IT ?

WHAT DOES IT DO ?

The Democratic Committee for Responsible Government is the only continuing political organization in Dallas County dedicated to support of Conservative and Independent Candidates. Without the D.C.R.G. work, the Democratic Party machinery would reflect the McCarthy - McGovern - Kennedy philosophy of the national Party. Success in the local arena is evidenced by a two to one majority of Conservatives on the Executive Committee and a responsible, solid citizen, Earl Luna, as County Chairman. We expect to maintain our vigil in the 1976 Primary.

From this base of accomplishment there will be some ventures outside Party Office Races in 1970. The D.C.R.G. active membership now exceeds 10,000 and those members, through an aggressive Board of Directors, are asking for meaningful participation in selective State Senate and Legislative races. The foundation is being laid for some very active campaigns to replace Liberals in Austin. You will be hearing more.

Membership is voluntary upon recommendation by another member. It is a pleasure to present your Membership Card as an enclosure.



1532

1981

DEMOCRATIC COMMITTEE & RESPONSIBLE GOVERNMENT.



To: Dallas Business Community

RE: Democratic Primary  
Saturday, May 2, 1970

Dear Sir:

Many business men complain after election day that they are not asked to participate in a meaningful way. This is to solicit the interest of your Company in better government.

D.C.R.G. is working to elect Lloyd Bentsen to the U. S. Senate, Earl Cabell to Congress, and John Wright to the Texas Senate. If you are for liberals Ralph Yarborough, Mike McKeith, and Oscar Manley, you will have no interest in our work.

Political activity consumes millions of #6 postage stamps and, of course, many dollars. We ask you to return the enclosed envelope with a roll of stamps or a check payable to "D.C.R.G".

It's your country too!

Sincerely,

Joe Rich

1533

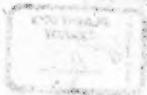
Last Name      First Name      Initial      Precinct No.

Address      Zip Code      Telephone No.

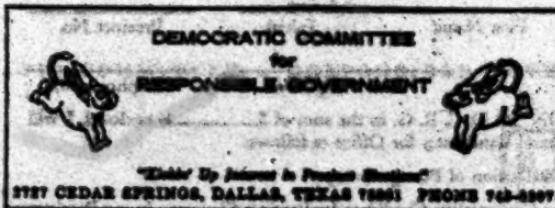
MY CONTRIBUTION TO D. C. R. G. in the sum of \$\_\_\_\_\_ is enclosed. I will further help select Liberal Candidates for Office as follows:

- Make a contribution of Postage Stamps.
- Support the Conservative Candidate for Precinct Chairman in my Precinct.
- Furnish a list of known conservatives to be added to D. C. R. G. mailing.
- Other \_\_\_\_\_
- I am not interested. Please remove my name from your mailing list.

I Pledge to use my best efforts to work  
for good government in Dallas County  
and in the State of Texas.



1534



Dear Neighbor:

Do you know what "Conservatism" is Government? You are the key to Conservative Government in Texas. This summer we have a simple Conservative Voter's Manual.

Unless you vote and elect FREDDIE SHEEHAN, the Conservation, or Governor, the ultra-liberal and big Labor forces will win by default.

Russ Brown, President of the State AFL-CIO and a strong supporter of both Tarantovians was quoted in the New York Times of April 26, 1948 as follows - "In six years a Democrat can knock the book off the corporate interests in the State. He can appoint more than 6,000 members of Boards and Commissions and Councils - everything from Wildlife to Education - and they would control a billion dollars in annual expenditures."

Dallas County is the balance of power - Dallas County must vote overwhelmingly for Conservative Government to either the Liberal cause of the State. Every vote for FREDDIE SHEEHAN is vital.

The Liberals are dedicated and will vote. Are you not here challenged in THIS BATTLE?

Very sincerely yours,

John G. McCall and the rest of 10,000+ I

quarantine against the Communists here and

Charles S. Dabill, Business AM

R. L. THOMSON, JR.  
ED BRAKE  
WALTER MORSE  
MRS. GEORGE JACKSON  
PAUL LIMA  
JAMES J. TIERLING

COMMITTEE MEMBERS  
S. J. RAY  
GEORGE ROCK  
MABEL BAPPE  
LAWRENCE VILAS



P. S. Every major candidate in the 1st Primary (George Little, Wagoner Carr, Ralph Briscoe and John Hill) is supporting FREDDIE SHEEHAN. They were in a good position to judge qualifications for Governor.

1535

**DEMOCRATIC COMMITTEE** **RESPONSIBILITIES** **GOVERNMENT**

YOU WON'T GET ANY MAIL FROM  
DON YARBOROUGH BECAUSE HE IS  
NOT WORKING YOUR PHOENIX. HE KNOWS  
IF IT TURNS OUT TO VOTE HE WILL  
LOSE. WELL - YOU HELP THEM LOSE!

PRESTON SMITH CAN WIN IF  
WE CAN GET THE VOTERS OUT.

THIS IS YOUR CHANCE!

GOT ON THE PHONE FRIDAY,  
SATURDAY and stay there  
until you have every voter  
in your precinct VOTING.

(except Yorkborough Sns., of course)

VOTE SATURDAY FOR

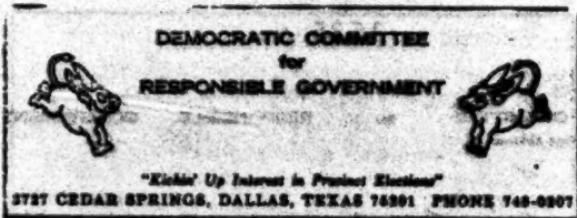
Preston Smith

9787 CEDAR SPRINGS

#### **DATA AND METHODS**

*Journal of Health Politics, Policy and Law*, Vol. 27, No. 4, December 2002  
Copyright © 2002 by The University of Chicago

1536



Dear Neighbor:

Do you want another "Yarborough" in Government? You are the key to Conservative Government in Texas. This Saturday the issue is simple; Conservative versus Liberal.

Unless you vote and elect PRESTON SMITH, the Conservative, no Governor, the ultra-liberal and big Labor forces will win by default.

Rank Brown, President of the State AFL-CIO and a strong supporter of both Yarborough was quoted in the New York Times of April 25, 1968 as follows - "In six years a Governor can break the back of the corporate structure in the State. We can appoint more than 5,000 members of Boards and Commissions and Councils - everything from Wildlife to Education - and they would control a billion dollars in annual expenditures."

Dallas County is the balance of power - Dallas County must vote overwhelmingly for Conservative Government to offset the liberal areas of the State. Every vote for PRESTON SMITH is vital.

The Liberals are dedicated and will vote. ARE YOU AND YOUR FRIENDS IN THIS BALANCE?

Very sincerely yours,

Charles V. Kamp, Jr., President 244

R. L. THORNTON, JR.  
ED DRAKE  
WALTER MORGAN  
MRS. GEORGE PARKHURST  
EARL LIMA  
JAMES J. TEELED

CONWAY THISTFORD  
S. J. RAY  
GEORGE ROCK  
WALTER MORGAN  
LOWELL WILSON



P. S. Every major candidate in the 1st Primary (George Loizeau, Wagoner Carr, Ralph Briscoe and John Hill) is supporting PRESTON SMITH. They were in a good position to judge qualifications for Governor.

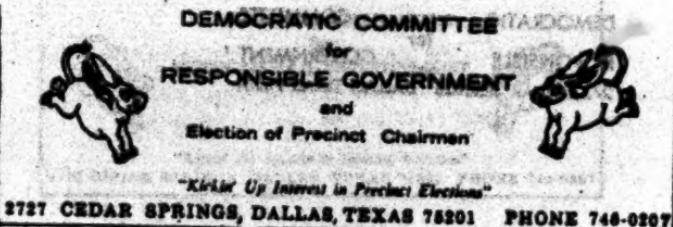
1537

DEMOCRATIC COMMITTEE  
for GOVERNMENT  
RESPONSIBLE  
2727 CEDAR SPRINGS DALLAS, TEXAS 75201

Mr. & Mrs. Oscar Many  
1726 Metzger  
Dallas, Texas



1538



Dear Friends and Fellow Democrats: We are sending you this letter to keep you informed of the activities of the Democratic Committee for Responsible Government.

During the last few weeks our organization has conducted a series of meetings to discuss the political situation in Texas. We have been able to learn a great deal about the political situation in Texas.

**POLITICAL ALERT**

We are pleased to inform you that Lt. Governor Preston Smith has asked for a meeting of all D.C.R.G. people. He will discuss matters of grave importance to Dallas and Texas at a meeting at 8:00 P.M. Thursday, May 23, in the Conquistadore Room of the Marriott Motel, 2101 Stemmons Freeway.

Your presence is needed.

JOE RICH

GEORGE BOCK

CONWAY THETFORD

EARL LUMA

LONNIE WILSON

ROY ORR

S. Note: When you receive this letter, please do not file it away. Please keep it until after the election. Then send it to your local precinct chairman.

1539

DEMOCRATIC COMMITTEE  
for  
**RESPONSIBLE GOVERNMENT**  
and  
Election of Precinct Chairman

"Kirk Up Interest in Precinct Elections"  
2727 CEDAR SPRINGS, DALLAS, TEXAS 75201 PHONE 748-0207

POLITICAL ALERT

Lt. Governor Preston Smith has asked for a meeting of all D.C.R.G. people. He will discuss matters of grave importance to Dallas and Texas at a meeting at 8:00 P.M. Thursday, May 23, in the Conquistadores Room of the Mariott Motel, 2101 Stemmons Freeway. Your presence is needed.

JOE RICH

GEORGE BOCK

CONWAY THETFORD

EARL LIMA

LONNIE WILSON

ROY ORR

PEPSI 1540

DEMOCRATIC COMMITTEE  
for GOVERNMENT  
RESPONSIBLE  
2727 CEDAR SPRINGS DALLAS, TEXAS 75201

ATTN: CEDAR SPRINGS COMMUNITY LEADERSHIP TEAM  
DIRECTOR: JUSTIN HARRIS 800 FREE PARKED PLAT

Dear Congress President Bush, I am glad that you have  
selected a new defense and space budget proposal. It  
is all that we wanted. As will be seen in many of  
the previous messages I have written, we believe that it is  
imperative to reduce our focus on military  
outlays & to expand our efforts on domestic  
and social programs. However, given the current  
problems involved, if you request that this bill be  
sent to the Senate, I would like to urge  
you to add language which would prohibit  
any increase in military spending over the next  
five years.

Mr. & Mrs. Oscar Hunt  
1726 Metcalf Drive  
Dallas, Texas



RECEIVED BY TELETYPE

RECORDED



**1541**

D. C. R. G.  
217 CEDAR SPRINGS  
DALLAS, TEXAS 75201

1540

DEMOCRATIC

1542

YES I WILL PUT A YARD SIGN IN MY YARD FOR PRESTON SMITH.

YES I WILL SERVE AS A HAZERDER ON ELECTION DAY WHERE NEEDED FOR PRESTON SMITH.

YES I WILL PROVIDE A DRIVER AND CAR TO ASSIST VOTERS TO GET TO THE POLLS ON ELECTION DAY FOR PRESTON SMITH.

YES I WILL ORGANIZE A TRAVERSING COMMITTEE IN MY PRECINCT TO GET OUT THE VOTE FOR PRESTON SMITH.

YES I WILL SEE THAT EVERYONE IN MY PRECINCT IS WRITTEN A LETTER URGING THEM TO VOTE FOR PRESTON SMITH.

YES I WILL AUTHORIZE MY NAME TO BE USED IN ANY ENDORSEMENT ADS OR IN LETTERS MAILED OUT IN SUPPORT OF PRESTON SMITH.

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

ZIP CODE \_\_\_\_\_ PHONE \_\_\_\_\_

PRESIDENT NUMBER \_\_\_\_\_

Clip Bellas F. Writing News SUNDAY, MAY 18, 1924

卷之三

Smith's Uphill Battle

You can  
Just sit

GOLF HOLE tickets in the \$100,000.00 bracket were sold by the University of Texas last Saturday.

DEMOCRATIC COMMITTEE  
for  
RESPONSIBLE GOVERNMENT



Section of Practice Chairman

The logo consists of two stylized, dark-colored figures, possibly representing a man and a woman, standing back-to-back and holding a long, light-colored horizontal banner between them. The banner has the text "DEMOCRATIC COMMITTEE", "FOR", "RESPONSIBLE GOVERNMENT", and "ELECTIONS OF PRESIDENT". Below the banner, it says "and" and "Chairman". The entire logo is set against a white background.

## Famous Quotations Every Hitler

We aren't through with our Precinct Chairmen races yet - we have four of our DCCG candidates in a run-off and let's not forget that -

Pet. 133 - Kenneth Leiboff  
Pet. 134 - Paul Underhill, Jr.

*Note. See p. 112, this chapter.*

Famous Quotes from Hitler

1776 - In England, "Don't worry about those Colonies, they can't win."

Don't Let This Set THE Stage or 1968  
"Don't worry about Bob Dole," conservatives have  
more than enough votes to beat him.

P. H. GRIFFITHS / 17

1543

friends & got them  
to vote abstain  
if they will be  
out of their home.

Mr. & Mrs. H.  
Meeting Thursday  
Night May 29.

AROUND YOUR  
HANDS

You can get  
to work & do  
Something about

thin.

Mr. Alfred W.

Meeting Thursday

1241

such long time

卷之三

卷之三

End of Three Lines.

卷之三

### Review of the literature

卷之三

卷之三

1544

This is what  
HANK BROWN &  
His Gang are doing  
to elect Don  
Yarborough —

What are you  
doing to elect  
Preston Smith

Don't you overlook  
this part. The  
runoff is the  
Saturday after  
Memorial Day on  
Thursday & a lot  
of our friends  
will be out of town.  
Get them to vote  
absentee between  
May 22 & May 28 at  
the County Clerk's  
office. They will be  
open Saturday May  
25 from 8 to 5.

THE AFL-CIO  
1000 BROADWAY - 20 W. 40th Street, New York 10019

Dear Fellow Union Leaders: May 11, 1964  
Do you want Hank Brown or someone as bad as him?  
We urge you to call an immediate emergency meeting of your  
Executive Board and take the following steps to end up the action.

WHAT TO DO

1. Your Local Union should immediately take action to encourage the union's members to be paid in a lump sum or pledges to pay five cents per member a month for 10 months.
2. Each Hallahan area supervisor and leader is requested to contribute \$100.00 to the Poor Money Fund within the week.
3. Area AFL-CIO Presidents must send the Texas AFL-CIO's grant for their poor money collection.
4. If you will do your share toward making this fund-raising program work, then the Texas Labor Movement will undertake the most massive citizenship campaign in our history.

WHAT YOU CAN DO

1. Half of the funds will be returned to Area Councils which sponsored minimum programs for getting out the vote. They also must promise to match the Texas AFL-CIO grant, even if it means raising a cent or collecting advance per capita taxes from their members.
2. The other half of the money will go into minority areas. Black election programs all over the state. It is in these areas that the people are concerned that the election of one candidate will better their lives.
3. Area Councils will set up poor committees in each local union or at a central office to contact all unions now here to urge them to vote. Member voting will be emphasized.
4. Area Councils will concentrate on getting out yard signs, service signs and other campaign materials.
5. Area Councils will help coordinate black voter programs in all minority provinces. The program will be coordinated by full-time urban representatives.

The reason for this all-out effort should be obvious. We have the rare opportunity of helping to elect a governor whose program calls for integrated housing, a minimum job safety law and a minimum wage.

The success of this campaign is in your hands. Either you help your party or he will. We are confident you will do your job. The alternative is another mid-term administration. That is short.

Victory for victory,

R. E. Hank Brown  
President

AFL-CIO Texas State Federation

Hank Brown  
Gov.-Elect

HANK BROWN WANTS A GOVERNOR HE CAN  
CONTROL & Don YARBOROUGH IS HIS BOY!

1545



Mr. & Mrs. Oscar Henry  
1726 Matacoda  
Dallas, Texas



DEMOCRATIC COMMITTEE  
RESPONSIBLE FOR GOVERNMENT  
7777 CEDAR SPRINGS DALLAS, TEXAS 75201

**ABOUT DON YARBOROUGH, OLD MAN AND—**  
"We're on the way of electing the first truly Democratic Governor since Harry S. Truman was elected 20 years ago. The people of Texas are tired of short governors at least under every 20 years."

SENATOR RALPH W. YARBOROUGH  
U.S. SENATOR FROM TEXAS

**AND DON STILL SAY; I'M NOT AFRAID!"**

## **Voter Apathy Big Factor For Smith, Yarborough**

**Answers**

**Mr. Dallas  
Killing Hat**

**WHO NO PINTER?  
C. MCRODE??**

The Dallas Times Herald  
Editorial Staff  
and the Times Herald  
are not responsible  
for the contents of  
any advertisement  
or editorial in this  
newspaper.

**WHO NO PINTER?  
DOUG BEING MAD IN THE SOCIAL SECURITY**

**DEMOCRATIC COMMITTEE  
RESPONSIBILITY GOVERNMENT**

**Bill O'Brien in Dallas  
Editor of Political Column  
1111 Cedar Street, Dallas, Texas 75201  
PHONE 7-4444**



**DON'T WORRY ABOUT IT & DON'T  
WORRY AND YOU WILL NEVER WORRY**  
Sunday morning find them Don  
Yarborough and his brother Senator Smith!  
IF YOU WANT TO WORK, HERE IS HOW.  
TRANSPORTATION CARS AND TRUCKS RS 4400  
YEAR SIGN: JAMES TURNER R.R. 2-9163  
POLE WATERERS-FARM RENTER, RET-5555  
IF YOU CAN FIND PEOPLE IN THE MILK, AND A  
SIGN IN YOUR YARD & SOME AT A PHARMACIST  
CALL THEM UP! D. T. MOUL!

Preston Smith and Shoe Leather

Writing Name

Sunday, May 12, 1902

Writer to John [AND DAVIS  
Candidate's Staff] Crying —

I'm very  
Lonesome

Dad looks

that way  
to us!

This is what  
we are in the  
present  
time.

PRESTON SMITH CAN'T  
Win — but you can. You are  
the one to get the people in your  
precinct to vote this Saturday.



IF THIS DOESN'T  
Scare you — you  
Just Didn't Read  
IT.

Writing Name  
"John A. Smith"  
We could fit  
spending the  
Bank, all  
the money  
would be  
gone!

It will be too late Sunday  
to say "I wish I had tried  
just a little harder."

{ If you know someone  
who didn't vote on May 4.  
Get them down on Monday.  
Every vote will count.

FACE

1548



MR. LUKE & LOYO  
1419 BANION  
DALLAS TEXAS  
75224

1549

You will find our complete list of the Democratic Primary Ballot  
in the Saturday Evening Post or in either  
of the following papers:

Philadelphia Daily News or  
Philadelphia Evening Bulletin.

Please note the date of the election; it is good  
to know exactly when to vote.

1550



1551

KIENZ PARK AREA CONSERVATIVE  
DEMOCRATIC PRECINCT CHAIRMEN

May 1970

TO: VOTERS OF PRECINCT # 446  
SUBJECT: MORRIS E. HOLT FOR PRECINCT CHAIRMAN

We, the undersigned Precinct Chairman of precincts in this area, respectfully recommend to you, in the interest of harmony and maintaining control by Responsible Citizens of our County Executive Committee, that you -

RE-ELECT MORRIS E. HOLT TO THE OFFICE OF PRECINCT CHAIRMAN.

Voting records show that this precinct votes 2 to 1 conservatively, as indicated by -

MORRIS FOR GOVERNOR - 1968:	Ernest Smith	308	648
	Bob Parhamough	173	326

Mr. Holt's opponent is believed to be actively associated with elements of the Democratic Party whose principles are far removed from the borders of this state.

We also wish to call to your attention that our Precincts № 446 and those in which Ernest Smith carried, have been taken over by the conservative drive. If we want to have a Senator who will represent a majority of our people rather than business, our precincts must turn the tables on the Holtites. We recommend that you remind your friends to vote and that you vote for John Wright for Senator.

AND THAT YOU ATTEND YOUR PRECINCT CONVENTION - Immediately after the Polls close at 7:30 PM at the place of voting.

James M. Kirby, Franklin Lamb  
John S. Dill

Joe M. Carpenter

John H. Carpenter

Lawrence McGuire

Alfredo Wilson

John E. Smith

1552

April 29, 1970

Dear Neighbor,

You may not live next door, but we are neighbors nevertheless, in that we live in the same precinct. I have lived in this area for fifteen years, and in Dallas County twenty-one years. I am 47 years old, married, and have a son 17 and a daughter 14 years of age. We are active in a local Baptist church. I am a native Texan, born in Grayson County, and served as a bomber crew member in World War II. I attended Kilgore Junior College and Southern Methodist University, and have worked for a local construction company for 28 years.

I am a conservative Democrat who believes in responsible government, and am patriotic to our country.

I would like to represent you as Precinct Chairman. Will you come to the polls May 2nd and VOTE? May I ask you to vote for me. My name will be the last one on the ballot.

Sincerely,

*Morris E. Holt*

Morris E. Holt  
Candidate for Democratic  
Precinct Chairman, 444

P.S. Be sure and come early for the Precinct convention. It starts at 7:30 P.M. and will be held at the polling location.

1553

APR 16 1970

WOODBURY, HILL, KENDALL & SONS

ATTORNEYS AND CONSULTORS  
2211 N. BROAD ST., SUITE 1200  
DALLAS, TEXAS 75201

April 18, 1970

740-6661

ROBERT P. WOODBURY  
ROBERT H. HILL  
ROBERT M. KENDALL, JR.  
ROBERT D. SONS, JR.  
ROBERT D. SONS  
CAROLYN A. GRIFFIN

Democratic Committee for  
Responsible Government  
2727 Cedar Springs  
Dallas, Texas 75201



Gentlemen:

I am enclosing a Circular sent out by your organization. Apparently this Circular has had wide distribution as I have had several people forward a copy of it to me and many more call me on the telephone about it.

The Circular contains a newspaper article regarding the receipt of \$1,000.00 fees by myself and Senator Oscar Mauny for our services in connection with representing Dallas County in the purchase of punch card voting devices.

It is obvious that the Circular was circulated to discredit Senator Mauny by implying that he and I were illegally hired by the Commissioner's Court, over-paid for our services and that we were in the employ of the Company who the County contracted to purchase the voting machines from. My name is underlined in the newspaper article and you have placed an "arrow" directly at my name at the commencement of the newspaper article.

It is obvious that you have linked my name with that of Senator Mauny in the same chain. It amounts to accusing me of the same things that you accuse Senator Mauny.

This letter is written for two purposes. First, none of the allegation made and implied by you in your Circular

5554

5554

1554

RECEIVED - 1554 - APR 15 1970

RECORDED AND INDEXED  
APR 15 1970 BY [unclear]

Democratic Committee for  
Responsible Government

Page Two

April 15, 1970

insofar as they relate to me are true. There was absolutely nothing illegal about my employment to represent the Commissioner's Court in the handling of this particular law suit. Had there been anything improper then obviously some question would have been raised either at the hearing or in proving the payment of my fee or by one of the other officials at the Courthouse responsible either for signing the check or approving such payment. For your information the fee I received covered a tremendous amount of pre-trial work, including several hours of briefing a very complicated and technical legal problem, a full scale hearing on a temporary injunction before the Court and a subsequent court appearance in connection with the filing of a Motion for Summary Judgment. Had I made a charge based upon the fee schedule proposed either by the Dallas Bar Association or the State Bar Association, then for the work I spent on this case my fee would have been considerably larger than that I actually received. I am sure that whatever money you投入 in as many hours as I did working on this case will be also feels that the fee received was without any question, extremely reasonable.

Secondly, since you have now fit to send out your Circular containing my name and making the accusations and implications which I have set out above, and whereas I am not a public official in any sense of the word, having never run for public office, then I am requesting that you immediately issue a Circular to the same individuals and parties who received your original Circular, advising them that you did not intend to accuse or imply that I was in any way connected with the accusations made by you in said Circular against Senator Murphy. Specifically, I want a statement in each Circular that you do not have any facts or information that I was illegally or improperly hired by the County of Dallas in the punch card voting suit, that I was paid an excessive fee for my services, and that I have ever been, nor am I now, in the employ of any company in the electronic voting equipment business.

Unless the request stated in the above paragraph is immediately forthcoming by your organization, then I intend to file

**1555**

Democratic Committee for  
Responsible Government  
Page Three  
April 15, 1970

such legal action against you and the individuals comprising your organization for the damages I feel I have suffered as a result of the circulation of your unauthorized Circular. I trust that you will act promptly on this matter otherwise I will proceed as outlined herein.

Very truly yours,

/s/ Robert M. Hill

ROBERT M. HILL

RMH/mw  
cc: Mr. Oscar Mausy  
Attorney At Law  
National Bank & Life Bldg.  
Dallas, Texas 75201

1556

PRECINCT COMMITTEE FOR LLOYD BENTSEN

TO: RESPONSIBLE VOTERS

This letter may be too sophisticated or controversial to send out generally, but we think that the people in your precinct will receive it in the manner intended; i.e., a frank and objective analysis of the candidates in the race for U.S. Senate.

What difference, that matters to voters, is there between George Bush and Lloyd Bentsen? OBJECTIVE VOTERS have to look behind the campaign smoke and the glamour of TV to find out. Enough has been developed at this point to obtain a clear picture and give the voters a choice on the merits.

1. Bush voted for and co-sponsored the "Unfinished Annual Income" Bill in the House. Bentzen opposes this. This legislation will encourage people not to work, will add tremendously to the numbers receiving government checks, will not solve the welfare problem, and will additionally increase the Washington influence on the voters of our State.
2. Bush voted and gained the endorsement of Jimmie Hefner's Teamsters Union, with such statements as: "I think the legislation governing collective bargaining practices is adequate". The Teamsters feel that they have done well under this "adequate" legislation. Bentzen refused to take such a position.
3. Bentzen has strongly opposed School "Bussing" and the current HBW lawsuits and pressures.
4. Bush voted for the 1968 Gun Control Law in the House. Bentzen opposes this type legislation.
5. Bush voted and obtained the endorsement of the radical "Rebuilding Committee", headed by Curtis Gruelle, who is the ~~million~~ <sup>representative</sup> Representative from Houston.
6. Legislation affects our pocketbooks and (excuse us for mentioning it) our rights. Who, but Bentzen, can give us a strong conservative voice in the Senate?

BENTSEN IS KNOWLEDGEABLE, IS ETHICALLY THE BETTER MAN, AND IS A MEMBER OF THE MAJORITY PARTY. THE CHOICE SHOULD BE CLEAR TO US. IT HAS TO BE BENTSEN.

RESPECTFULLY SUBMITTED,



Lawrence E. Wilson  
Precinct 176

Johnnie Jones  
Precinct 356

Joe K. Carpenter  
Precinct 418

George Beck  
Sen. District No. 8

Robert W. Smith  
Sen. District No. 16

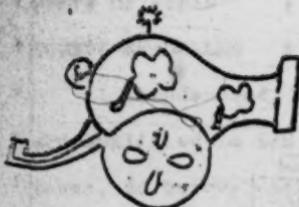
Roy Orr  
Sen. District No. 23

Bob Gibson  
Sen. District No. 8

Jack Hansen  
Sen. District No. 16

Lester Wilson  
Sen. District No. 23

1557



ANNOUNCING



TO: D.C.R.G. 8th Senatorial District  
President Chairman

IT'S THAT TIME AGAIN !!!!!

Oscar Mausy is gearing up his well oiled machine..... 741-4656

Mike McKool is making noises about running for Congressman.....

And of course,

Dear Gis Ralph is already counting his votes.....

TIME IS WASTING !!!!

We sure need to put these boys out to pasture and we  
need to get together for a SHORT meeting. Please make every  
effort to attend.

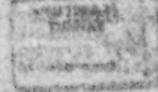
PLACE: Walnut Hills Recreation Center  
Room Number 1  
10511 Midway Road

TIME: 7:30 P.M.

DATE: Wednesday, November 8th

Conway Thetford  
8th District Co-ordinator

DON'T MISS IT



1558

The Dallas Times Herald

## CITY NEWS

Thursday, May 3, 1979

A-2B

2B-A-2B Thursday, May 3, 1979, DALLAS TIMES HERALD

## Violations Charged In South Dallas Vote

Complaints that some election officials in South Dallas purposely violated voting procedures will become the focus of a Dallas County grand jury. They may be joined Thursday by the Dallas County grand jury.

Source said the alleged violations in the South Dallas primary included voting illegal machinery or voters inside the voting booths.

No numbers cited by various candidates reported violations. In many cases the poll workers were employees of private security agencies, source said.

Under the law, poll workers have the duty of calling any violation of the election of the election judge. They can do so without revealing their identity. See VOTE on Page 2B

### ★ VOTE

Continued from Page 1B  
complaint is working all violations and give one copy to the election judge and another to the county judge.

If the violation is considered flagrant, a copy is also to be turned over to the grand jury. Three Democratic party officials — One, Elmer Johnson, and George Bush — reportedly are circulating through South Dallas precincts demanding results. "We can't sit" in certain election officials, source said. One election official responded to comment about South Dallas election officials with those to the effect that one of the voting booths had a worse than usual turnout because the commissioners



1558

1 STATE OF TEXAS

2 COUNTY OF DALLAS

3 I, Linda Kidd, a Notary Public duly commissioned  
4 and qualified in and for the County of Dallas, State of  
5 Texas, do hereby certify that, pursuant to the agree-  
6 ment hereinbefore set forth, there came before me on  
7 the 31st day of December, 1971, at 2:00 o'clock p.m.,  
8 at the offices of MULLINAX, WELLS, MAUZY & SAAB, INC.,  
9 1601 National Bankers Life Building, Dallas, Texas, the  
10 following named person, to-wit, MR. GEORGE BOCH, who  
11 was by me duly sworn to testify the truth and nothing  
12 but the truth of his knowledge touching and concerning  
13 the matters in controversy in this cause; and that he  
14 was thereupon carefully examined upon his oath and his  
15 examination reduced to writing under my supervision;  
16 that the deposition is a true record of the testimony  
17 given by the witness, and that the signature of the  
18 witness to his deposition was waived by all parties  
19 present, pursuant to the stipulation heretofore set  
20 forth.

21 I further certify that I am neither attorney or  
22 counsel for, nor related to or employed by, any of the  
23 parties of the action in which this deposition is ta-  
24 ken, and further that I am not a relative or employee  
25 of any attorney or counsel employed by the parties

LINDA KIDD

CERTIFIED COURT REPORTER

RI 8-2341

DALLAS, TEXAS

I hereto, or financially interested in the action.

IN WITNESS WHEREOF, I have hereunto set my hand  
and affixed my notarial seal this 2<sup>nd</sup> day of January, A. D., 1972.

STATE OF TEXAS, COUNTY OF DALLAS, this day of January, 1972,  
do hereby certify that the above instrument was executed by

Linda Eidd, Notary Public in  
and for Dallas County, Texas.

*Linda Eidd*

LINDA EIDD, NOTARY PUBLIC IN  
AND FOR DALLAS COUNTY, TEXAS

My Commission Expires June 1, 1973

As your Notary Public I do solemnly swear that  
I will always act with integrity and honor in all  
my actions, and that I will not disclose any  
information concerning any party to this instrument  
unless so directed by law or unless it is  
necessary for me to do so in the course of my  
duties as Notary Public. I further swear that I  
will not charge any fee for performing my  
notarial services.

No consideration, either in money or value received,  
will be given to me, or bequeathed to me, because I am not  
engaged in any business or occupation other than  
notary public, and I will not receive any  
consideration for services which I render except  
as compensation for my time spent in rendering  
them.

LINDA EIDD

CERTIFIED COURT REPORTER

IN DALLAS

DALLAS, TEXAS

